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COMPLETED ORIGINAL
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VETO OF H.R. 6863

MESSAGE

FROM

THE PRESIDENT OF THE UNITED STATES

VETOING

H.R. 6863, AN ACT MAKING SUPPLEMENTAL APPROPRIATIONS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 1982, AND FOR OTHER PURPOSES

SEPTEMBER 8, 1982.—Message and accompanying act ordered to be printed

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U.S. GOVERNMENT PRINTING OFFICE

89-011 O WASHINGTON : 1982

To the House of Representatives:

A week ago, the Congress passed important legislation to reduce deficits through tax reform. I worked hard to help win that passage—and at the same time stressed that if we are to keep deficits down we must also keep Federal spending down. We can only do this if the Congress resists the temptation to slide back into old spendthrift habits. I will use every means in my power, including the veto, to prevent that from happening.

Accordingly, today I am returning to the House of Representatives, without my signature, the bill H.R. 6863, making supplemental appropriations for Federal programs and agencies for fiscal year 1982.

I do not take this step lightly. Delay in the adoption of this legislation poses serious problems for the Department of Defense and other Federal agencies in meeting prior commitments, including payroll, that are funded by this bill. In addition, the bill contains funds for important new programs, such as the Caribbean Basin Initiative, for which funds are needed prior to the beginning of the next fiscal year.

But this bill would bust the budget by nearly a billion dollars. It provides an unacceptable total of $918 million in unrequested and unwarranted increases in domestic spending programs. We have seen a positive reaction to last week's Congressional action in the Nation's securities markets and other areas. It is founded in large measure on a growing conviction that this Government has finally developed the will to set its fiscal house in order. This legislation flies in the face of that conviction. Unless amended to restrict its scope to only those funds that are urgently needed, it will undermine the confidence crucial to continued reductions in deficits and interest rates which we must achieve for sustained economic growth.

Increases in domestic spending include $367 million in funding for items contained in the urgent supplemental I vetoed in June that were subsequently deleted from the urgent supplemental bill I signed in July. Also restored is $892 million in funding that was cut by the Congress last fall. This simply is not tolerable in the face of triple-digit deficits, and I cannot endorse these unwarranted spending increases.

While the enrolled bill includes $918 million in unrequested domestic increases, it provides only $0.5 billion of the $2.6 billion defense program supplementals I requested, a reduction of 82 percent. The enrolled bill fails to provide required funding in virtually every major defense program—military personnel reduced 52 percent), operation and maintenance reduced 93 percent), procurement (reduced 86 percent), and military construction (reduced 77 percent).

The bill also unnecessarily restricts the Executive Branch from exercising its authority to allocate funds appropriated by the Congress. Most notable among these are provisions that would:

—prevent the planned consolidation of the Office of the Inspector General into the Department of the Treasury and thereby block improvements in administrative effectiveness and efficiency;

—require the expenditure of $1.75 billion in unexpended balances in 1982 for the Section 8 housing program. The Administration would achieve similar purposes by using budget authority available from program deobligations, rather than new appropriations;

—require the Department of Energy to maintain specified employment levels that are unnecessary for the effective management of the Department;

—require a minimum staffing level for the Railroad Retirement Board, blocking savings that could be achieved through improved management and administrative consolidation;

—direct 1982 Energy and Water funds be made available for a specific project (Tug Fork, West Virginia), that is expected to cost over $1 billion before it is completed; and

—extend, through 1983, the restrictions on the President's ability to deal with the Polish debt problem.

For these reasons, I am returning H.R. 6863 without approval. I urge the Congress to enact immediately a 1982 supplemental appropriations bill that does not contain excessive and unwarranted spending increases for domestic programs and that provides an acceptable balance of supplemental funding for those programs requiring additional money in fiscal year 1982.

Certain important provisions of the bill must be preserved, notably funding for the Caribbean Basin Initiative. This funding is designed to resolve an unprecedented economic crisis that affects a strategic region located at our doorstep. I hope the Congress will review and modify country funding levels to bring them closer in line with the Administration's original request. The Congress has also provided $50 million for special Lebanon emergency relief. This humanitarian assistance is essential for thousands of Lebanese civilians requiring aid. The funds provided for security assistance, while less than I requested, will help demonstrate that countries in pivotal regions of the world can count on American support when they need it. I strongly urge the Congress to continue to include these essential programs as they work on an acceptable alternative.

To bring the sustained recovery we all want we must not only rewrite this measure; we must also press forward in an all-out attack on wasteful and unnecessary spending. I look forward to prompt Congressional action on a revised bill that will assure continuity in the operations of Federal agencies and be consistent with continued progress toward economic recovery.

Ronald Reagan

THE WHITE HOUSE,
August 28, 1982.

Ninety-seventh Congress of the United States of America

AT THE SECOND SESSION

Begun and held at the City of Washington on Monday, the twenty-fifth day of January, one thousand nine hundred and eighty-two

An Act

Making supplemental appropriations for the fiscal year ending September 30, 1982, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to supply supplemental appropriations for the fiscal year ending September 30, 1982, and for other purposes, namely:

TITLE I

CHAPTER I

DEPARTMENT OF AGRICULTURE

Commodity Credit Corporation

AUTHORITY TO BORROW

As authorized by section 301 of Public Law 95-279, $5,000,000,000 shall be available to the Commodity Credit Corporation for necessary expenses in carrying out its authorized programs, to remain available without regard to fiscal year limitations: *Provided,* That not more than $500,000,000 of this amount shall be available for export credit loans as authorized by the Charter of the Commodity Credit Corporation.

Conservation

Soil Conservation Service

CONSERVATION OPERATIONS

Funds appropriated for fiscal year 1982 under this account may be used under the provisions of the Act of April 27, 1935 (16 U.S.C. 590a-590f), for the acquisition of lands by donation, exchange, or purchase at a nominal cost not to exceed $100.

Food and Nutrition Service

CHILD NUTRITION PROGRAMS

If the funds available for Nutrition Education and Training grants authorized under section 19 of the Child Nutrition Act of 1966, as amended, require a ratable reduction in those grants, the minimum grant for each State shall be $50,000.

BEST DOCUMENT AVAILABLE

CHAPTER II

DEPARTMENT OF COMMERCE

BUREAU OF THE CENSUS

PERIODIC CENSUSES AND PROGRAMS

(DISAPPROVAL OF DEFERRAL)

The Congress disapproves $100,000 of the proposed deferral D82-225 relating to the Department of Commerce, Bureau of the Census, "Periodic censuses and programs" as set forth in the message of February 5, 1982, which was transmitted to the Congress by the President. This disapproval shall be effective upon enactment into law of this bill and the amount of the proposed deferral disapproved herein shall be made available for obligation.

ECONOMIC DEVELOPMENT ADMINISTRATION

ECONOMIC DEVELOPMENT REVOLVING FUND

During fiscal year 1982, and within the resources and authority available, gross obligations for the principal amount of direct loans shall not exceed $30,000,000. During fiscal year 1982, total commitments to guarantee loans shall not exceed $150,000,000 of contingent liability for loan principal. The unobligated balances in the Economic Development Revolving Fund shall be available for necessary expenses of protecting the Government's liability in federally guaranteed loans made prior to October 1, 1981, under the authority of title II of the Trade Act of 1974, as amended, including defaults of loan guarantees and care and protection of collateral and such other costs as may be necessary to protect the Government's investments.

INTERNATIONAL TRADE ADMINISTRATION

OPERATIONS AND ADMINISTRATION

During fiscal year 1982, and within the resources and authority available, gross obligations for the principal amount of direct loans shall not exceed $12,484,000.

During fiscal year 1982, total commitments to guarantee loans shall not exceed $28,250,000 of contingent liability for loan principal.

PARTICIPATION IN UNITED STATES EXPOSITIONS

For necessary expenses for designing, fabricating, installing and dismantling exhibits, and operating a Federal Pavilion in the Louisiana World Exposition, $10,000,000, to remain available through September 30, 1985, including not to exceed $65,000 for official entertainment of officials of other countries when specifically authorized by the Commissioner General: *Provided,* That no additional Federal funds shall be made available for this purpose: *Provided further,* That these funds shall be available only upon enactment into law of authorizing legislation.

MINORITY BUSINESS DEVELOPMENT AGENCY

MINORITY BUSINESS DEVELOPMENT

(DEFERRAL)

Of the funds appropriated under this head in Public Law 97-161, $12,000,000 are deferred for obligation until October 1, 1982.

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

OPERATIONS, RESEARCH, AND FACILITIES

For an additional amount for "Operations, research, and facilities", $2,163,000, to remain available until expended: *Provided*, That of the funds appropriated under this head, $200,000 shall be for necessary expenses for research to develop life history information on the bowhead whale in high level and low level area surveys and not to exceed $50,000 shall be for implementation of the 1982 Cooperative Agreement between the National Oceanic and Atmospheric Administration and the Alaska Eskimo Whaling Commission as amended in July 1982.

COASTAL ZONE MANAGEMENT

(TRANSFER OF FUNDS)

For an additional amount for "Coastal zone management", $3,000,000, to be derived by transfer from repayments of principal and interest on outstanding loans in the fund entitled "Coastal Energy Impact Fund", to remain available until expended.

FOREIGN FISHING OBSERVER FUND

For expenses necessary to carry out the provisions of the Fishery Conservation and Management Act of 1976, as amended (Public Law 96-339), there are appropriated from the fees imposed under the foreign fishing observer program authorized by that Act, not to exceed $1,000,000, to remain available until expended.

PATENT AND TRADEMARK OFFICE

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", $2,500,000, to remain available until expended.

All appropriations under this head for fiscal year 1982 and all fees collected shall remain available until expended.

RELATED AGENCIES

DEPARTMENT OF TRANSPORTATION

MARITIME ADMINISTRATION

FEDERAL SHIP FINANCING FUND

During 1982, total commitments to guarantee loans shall not exceed $675,000,000 of contingent liability for loan principal.

DEPARTMENT OF THE TREASURY

BUREAU OF GOVERNMENT FINANCIAL OPERATIONS

FISHERMEN'S PROTECTIVE FUND

For payment to the Fishermen's Protective Fund, in accordance with section 5 of Public Law 92-569 approved October 26, 1972, $2,000,000, to remain available until expended.

SECURITIES AND EXCHANGE COMMISSION

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", $400,000.

SMALL BUSINESS ADMINISTRATION

SALARIES AND EXPENSES

Of the amount appropriated for "Salaries and expenses" for fiscal year 1982, $11,200,000 shall be available only for grants for Small Business Development Centers as authorized by section 20(a) of the Small Business Act, as amended.

BUSINESS LOAN AND INVESTMENT FUND

During fiscal year 1982, within resources and authority available, total commitments to guarantee loans shall not exceed $3,000,000,000 of contingent liability for loan principal.

(DISAPPROVAL OF DEFERRAL)

The Congress disapproves $2,500,000 of the proposed deferral D82-233A relating to the Small Business Administration, "Business Loan and Investment Fund" as set forth in the message of May 18, 1982, which was transmitted to the Congress by the President. This disapproval shall be effective upon enactment into law of this bill and the amount of the proposed deferral disapproved herein shall be made available for obligation.

SURETY BOND GUARANTEES REVOLVING FUND

(DISAPPROVAL OF DEFERRAL)

The Congress disapproves the proposed deferral D82-234 relating to the Small Business Administration, "Surety Bond Guarantees

Revolving Fund" as set forth in the message of February 5, 1982, which was transmitted to the Congress by the President. This disapproval shall be effective upon enactment into law of this bill and the amount of the proposed deferral disapproved herein shall be made available for obligation.

POLLUTION CONTROL EQUIPMENT CONTRACT GUARANTEE REVOLVING FUND

During fiscal year 1982, within resources and authority available, total commitments to guarantee loans shall not exceed $250,000,000 of contingent liability for loan principal.

DEPARTMENT OF JUSTICE

LEGAL ACTIVITIES

SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for "Salaries and expenses, general legal activities", $383,000; and in addition, $1,800,000 which shall be derived by transfer from "Salaries and expenses, Antitrust Division".

SALARIES AND EXPENSES, FOREIGN CLAIMS SETTLEMENT COMMISSION

Amounts appropriated under this head for fiscal year 1982 may be used to pay allowances and benefits similar to those allowed under the Foreign Service Act of 1980, as determined by the Commission.

SALARIES AND EXPENSES, UNITED STATES ATTORNEYS AND MARSHALS

For an additional amount for "Salaries and expenses, United States attorneys and marshals", $9,015,000, of which $500,000 shall be available only for bankruptcy trustees.

SUPPORT OF UNITED STATES PRISONERS

For an additional amount for "Support of United States prisoners", $7,423,000, of which $1,600,000 is appropriated to fund fiscal year 1981 obligations in excess of amounts available: *Provided*, That not to exceed $3,000,000 of the current year appropriation shall be available for the purpose of renovating and equipping State and local jails that confine Federal prisoners.

FEES AND EXPENSES OF WITNESSES

For an additional amount for "Fees and expenses of witnesses", $4,750,000.

SALARIES AND EXPENSES, COMMUNITY RELATIONS SERVICE

Of the funds provided under the above heading for fiscal year 1982, not to exceed $80,290 shall be available to satisfy a settlement pursuant to the Back Pay Act (5 U.S.C. 5596 and 29 CFR 1613.217(a), 271 (a), (b), and (c)) for back wages from prior fiscal years.

FEDERAL BUREAU OF INVESTIGATION

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", $4,400,000: *Provided,* That amounts appropriated under this head for fiscal year 1982 may be used to purchase one thousand five hundred police-type passenger motor vehicles for replacement only: *Provided further,* That not to exceed $5,000,000 for automated data processing and telecommunications and $600,000 for undercover operations shall be available until September 30, 1983: *Provided further,* That notwithstanding the provisions of title 31 U.S.C. 483(a) and 484, the Director of the Federal Bureau of Investigation may establish and collect fees to process fingerprint identification records for noncriminal employment and licensing purposes, and credit such fees to this appropriation to be used for salaries and other expenses incurred in providing these services: *Provided further,* That the funds available for carrying out these services shall be available only to the extent provided in advance in appropriation Acts.

IMMIGRATION AND NATURALIZATION SERVICE

SALARIES AND EXPENSES

From amounts appropriated under this head for fiscal year 1982, $400,000 for research and $1,821,000 for construction shall remain available until expended: *Provided,* That funds appropriated under this head for fiscal year 1982 may be used to purchase not to exceed five hundred ten police-type passenger motor vehicles of which four hundred thirty shall be for replacement only.

DRUG ENFORCEMENT ADMINISTRATION

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", $4,860,000: *Provided,* That of amounts appropriated under this head for fiscal year 1982, $1,200,000 for research shall remain available until expended and $1,700,000 for the purchase of evidence and payments for information shall remain available until September 30, 1983: *Provided further,* That funds appropriated under this head for fiscal year 1982 may be used to purchase not to exceed two hundred seventy-seven police-type passenger motor vehicles for replacement only.

FEDERAL PRISON SYSTEM

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", $130,000: *Provided,* That the amounts appropriated under this head for fiscal year 1982 may be used to purchase thirty-one law enforcement and passenger motor vehicles, of which twenty-seven are for replacement only.

BUILDINGS AND FACILITIES

For an additional amount for "Buildings and facilities", $41,750,000, of which $1,000,000 shall be derived by transfer from

"Salaries and expenses, Antitrust Division", to remain available until expended: *Provided,* That sites for location of an alien processing facility not be excluded from consideration by the Department of Justice solely because such sites are not presently federally owned: *And provided further,* That the building to house aliens be constructed in a separate building from an existing Bureau of Prisons building housing Federal prisoners.

FEDERAL PRISON INDUSTRIES, INCORPORATED

LIMITATION ON ADMINISTRATIVE AND VOCATIONAL TRAINING EXPENSES, FEDERAL PRISON INDUSTRIES, INCORPORATED

Not to exceed $2,417,000 of the funds of the Corporation shall be available for its administrative expenses and not to exceed $2,983,000 shall be available for the vocational training of prisoners.

OFFICE OF JUSTICE ASSISTANCE, RESEARCH AND STATISTICS

RESEARCH AND STATISTICS

(TRANSFER OF FUNDS)

For an additional amount for "Research and statistics", $450,000, to be derived by transfer from "Law enforcement assistance" for a study of the victims of crime in the District of Columbia to be submitted to the Congress not later than September 30, 1983.

GENERAL PROVISIONS—DEPARTMENT OF JUSTICE

Notwithstanding section 501(e)(2)(B) of Public Law 96–422, funds made available to the Department of Justice for fiscal year 1982 may be expended for assistance to Cuban-Haitian entrants as authorized under section 501(c) of said Act.

DEPARTMENT OF STATE

ADMINISTRATION OF FOREIGN AFFAIRS

SALARIES AND EXPENSES

Notwithstanding section 15(a) of the State Department Basic Authorities Act of 1956, for an additional amount for "Salaries and expenses", $37,978,000, of which $31,228,000 shall remain available until September 30, 1984.

ACQUISITION, OPERATION, AND MAINTENANCE OF BUILDINGS ABROAD

Notwithstanding section 15(a) of the State Department Basic Authorities Act of 1956, for an additional amount for "Acquisition, operation, and maintenance of buildings abroad", $17,655,000, to remain available until September 30, 1984.

PAYMENT TO THE AMERICAN INSTITUTE IN TAIWAN

Notwithstanding section 15(a) of the State Department Basic Authorities Act of 1956, for an additional amount for "Payment to the American Institute in Taiwan", $244,000.

PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND DISABILITY FUND

Notwithstanding section 15(a) of the State Department Basic Authorities Act of 1956, for an additional amount for "Payment to the Foreign Service Retirement and Disability Fund", $4,615,000.

INTERNATIONAL COMMISSIONS

AMERICAN SECTIONS, INTERNATIONAL COMMISSIONS

Of the amount appropriated under this head for fiscal year 1982, notwithstanding section 15(a) of the State Department Basic Authorities Act of 1956, not to exceed $95,000 for the International Joint Commission shall remain available until September 30, 1983.

RELATED AGENCIES

BOARD FOR INTERNATIONAL BROADCASTING

GRANTS AND EXPENSES

(DISAPPROVAL OF DEFERRAL)

The Congress disapproves the proposed deferral D82-248 relating to the Board for International Broadcasting, "Grants and expenses", as set forth in the message of June 2, 1982, which was transmitted to the Congress by the President. This disapproval shall be effective upon enactment into law of this bill and the amount of the proposed deferral disapproved herein shall be made available for obligation.

(RESCISSION)

Of the funds appropriated for the Board for International Broadcasting, "Grants and expenses" in Public Law 97-161, $2,000,000 are rescinded.

COMMISSION ON WARTIME RELOCATION AND INTERNMENT OF CIVILIANS

SALARIES AND EXPENSES

Funds appropriated under this head in Public Law 96-536 shall remain available until December 31, 1982.

THE JUDICIARY

COURTS OF APPEALS, DISTRICT COURTS, AND OTHER JUDICIAL SERVICES

DEFENDER SERVICES

For an additional amount for "Defender services", $1,500,000, to remain available until expended.

CHAPTER III

DEPARTMENT OF DEFENSE—MILITARY

MILITARY PERSONNEL

MILITARY PERSONNEL, ARMY

For an additional amount for "Military personnel, Army", $53,700,000.

MILITARY PERSONNEL, NAVY

For an additional amount for "Military personnel, Navy", $57,474,000.

MILITARY PERSONNEL, MARINE CORPS

For an additional amount for "Military personnel, Marine Corps", $37,145,000.

MILITARY PERSONNEL, AIR FORCE

For an additional amount for "Military personnel, Air Force", $4,500,000.

RESERVE PERSONNEL, ARMY

For an additional amount for "Reserve personnel, Army", $9,000,000.

RESERVE PERSONNEL, NAVY

(TRANSFER OF FUNDS)

Funds made available for fiscal year 1982 for "Reserve personnel, Navy" may be transferred to the appropriation "Reserve personnel, Navy" for fiscal year 1979, in an additional amount of $300,000, for a total not to exceed $400,000 to liquidate obligations incurred and chargeable to that account.

RESERVE PERSONNEL, MARINE CORPS

For an additional amount for "Reserve personnel, Marine Corps", $2,000,000.

RESERVE PERSONNEL, AIR FORCE

For an additional amount for "Reserve personnel, Air Force", $3,650,000.

NATIONAL GUARD PERSONNEL, ARMY

For an additional amount for "National Guard personnel, Army", $9,600,000.

NATIONAL GUARD PERSONNEL, AIR FORCE

For an additional amount for "National Guard personnel, Air Force", $2,000,000.

RETIRED MILITARY PERSONNEL

RETIRED PAY, DEFENSE

For an additional amount for "Retired pay, Defense", $47,685,000.

OPERATION AND MAINTENANCE

OPERATION AND MAINTENANCE, ARMY

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for "Operation and maintenance, Army", $4,300,000; and in addition, $23,500,000 of which $5,700,000 shall be derived by transfer from "Missile procurement, Army 1982/1984", $6,300,000 shall be derived by transfer from "Procurement of weapons and tracked combat vehicles, Army, 1982/1984", $1,500,000 shall be derived by transfer from "Procurement of ammunition, Army, 1982/1984", and $10,000,000 shall be derived by transfer from "Other procurement, Army, 1982/1984".

OPERATION AND MAINTENANCE, NAVY

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for "Operation and maintenance, Navy", $117,400,000 of which $19,600,000 shall be derived by transfer from "Research, development, test, and evaluation, Navy, 1982/1983", $71,100,000 shall be derived by transfer from "Aircraft procurement, Navy, 1982/1984", $7,500,000 shall be derived by transfer from "Weapons procurement, Navy, 1982/1984", and $19,200,000 shall be derived by transfer from "Other procurement, Navy, 1982/1984"; and in addition, $43,641,000 for liquidation of contract authority in "Operation and maintenance, Navy" for fiscal year 1980.

OPERATION AND MAINTENANCE, MARINE CORPS

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for "Operation and maintenance, Marine Corps", $4,800,000; and in addition, $2,000,000 which shall be derived by transfer from "Procurement, Marine Corps, 1982/1984".

OPERATION AND MAINTENANCE, AIR FORCE

For an additional amount for "Operation and maintenance, Air Force", $23,000,000.

OPERATION AND MAINTENANCE, DEFENSE AGENCIES

For an additional amount for "Operation and maintenance, Defense Agencies", $25,800,000.

OPERATION AND MAINTENANCE, ARMY RESERVE

For an additional amount for "Operation and maintenance, Army Reserve", $800,000.

OPERATION AND MAINTENANCE, NAVY RESERVE

For an additional amount for "Operation and maintenance, Navy Reserve", $200,000.

OPERATION AND MAINTENANCE, AIR FORCE RESERVE

For an additional amount for "Operation and maintenance, Air Force Reserve", $600,000.

OPERATION AND MAINTENANCE, ARMY NATIONAL GUARD

For an additional amount for "Operation and maintenance, Army National Guard", $1,500,000.

OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

For an additional amount for "Operation and maintenance, Air National Guard", $1,400,000.

PROCUREMENT

AIRCRAFT PROCUREMENT, AIR FORCE

For an additional amount for "Aircraft procurement, Air Force", $120,000,000, to remain available until September 30, 1984, only for the purchase of two new KC-10 aircraft or for fully funding the purchase and modification of an appropriate number of used DC-10 aircraft to the KC-10 configuration.

OTHER PROCUREMENT, AIR FORCE

For an additional amount for "Other procurement, Air Force", $19,700,000, to remain available until September 30, 1984.

PROCUREMENT, DEFENSE AGENCIES

For an additional amount for "Procurement, defense agencies", $6,500,000, to remain available until September 30, 1984.

ADMINISTRATIVE PROVISIONS

The limitation contained in section 728 of the Department of Defense Appropriation Act, 1982, is increased to $8,000,000.

The limitation contained in section 747 of the Department of Defense Appropriation Act, 1982, is increased to $31,000,000.

Appropriations or funds available to the Department of Defense may be transferred to fiscal year 1982 Department of Defense appropriations for Research, development, test, and evaluation to the extent necessary to meet increased pay costs authorized by or pursuant to law.

All obligations incurred in anticipation of the appropriations and authority provided in this Act by the Department of Defense for pay and allowances for military personnel are hereby ratified and confirmed if otherwise in accordance with the provisions of this Act.

None of the funds available to the Department of Defense during the current fiscal year shall be used by the Secretary of a military department to purchase coal or coke from foreign nations for use at

United States defense facilities in Europe when coal from the United States is available.

The transfer authority limitation contained in section 733 of Public Law 97-114 is increased to $800,000,000.

CHAPTER IV

DISTRICT OF COLUMBIA

District of Columbia Funds

GOVERNMENTAL DIRECTION AND SUPPORT

For an additional amount for "Governmental direction and support", $2,982,400, of which $40,000 for the Council of the District of Columbia shall be available only upon enactment of D.C. Bill 4-35 or equivalent legislation.

ECONOMIC DEVELOPMENT AND REGULATION

For an additional amount for "Economic development and regulation", $4,603,800.

PUBLIC SAFETY AND JUSTICE

(INCLUDING RESCISSION AND TRANSFER OF FUNDS)

For an additional amount for "Public safety and justice", $3,401,500, of which $800,000 shall be derived by transfer from the appropriation "Transportation services and assistance" upon approval by resolution of the District of Columbia Council: *Provided,* That the limitation on funds available to the Chief of Police in fiscal year 1982 for the prevention and detection of crime under this heading in Public Law 97-91 is increased to $300,000: *Provided further,* That of the funds appropriated under this heading for the Police and Fire Retirement System for fiscal year 1982 in Public Law 97-91, $14,700,000 are rescinded.

PUBLIC EDUCATION SYSTEM

For an additional amount for "Public education system", $7,768,900, to be allocated as follows: $7,574,900 for the District of Columbia Public Schools, and $194,000 for the Public Library.

HUMAN SUPPORT SERVICES

(INCLUDING RESCISSION AND TRANSFER OF FUNDS)

For an additional amount for "Human support services", $40,044,400 of which $1,900,000 shall be derived by transfer from the appropriation "Transportation services and assistance" upon approval by resolution of the District of Columbia Council: *Provided,* That of the amount appropriated under this heading from the revenue sharing trust fund for fiscal year 1982 in Public Law 97-91, $227,400 are rescinded.

ENVIRONMENTAL SERVICES AND SUPPLY

For an additional amount for "Environmental services and supply", $368,900.

PERSONAL SERVICES

For an additional amount for "Personal services", $7,401,500, of which $2,590,300, in addition to $2,774,500 appropriated under this heading in Public Law 97-91, shall be solely for the Metropolitan Police Department.

CAPITAL OUTLAY

For an additional amount for "Capital outlay", to remain available until expended, $10,555,000: *Provided*, That $521,200 shall be available for project management and $477,800 for design by the Director of the Department of General Services or by contract for architectural engineering services, as may be determined by the Mayor.

WASHINGTON CONVENTION CENTER ENTERPRISE FUND

For an additional amount for "Washington Convention Center Enterprise Fund", $774,000.

DIVISION OF EXPENSES

The sums appropriated herein for the District of Columbia shall be paid out of the general fund of the District of Columbia, except as otherwise specifically provided.

ADMINISTRATIVE PROVISIONS

Title 11 of the District of Columbia Code is amended by adding the following new section:

"§ 11-1732. Hearing commissioners

"(a) The chief judge of the superior court may appoint and may remove hearing commissioners who shall serve in the superior court and shall, in addition to the performance of the duties enumerated in subsection (c) of this section, perform such other duties as are not inconsistent with the Constitution and laws of the United States and of the District of Columbia, or as may be assigned by rule of the superior court.

"(b) No individual may be appointed or serve as a hearing commissioner under this section unless he or she has been a member of the bar of the District of Columbia for at least three years.

"(c) A hearing commissioner, when specifically designated by the chief judge of the superior court, may perform the following functions:

"(1) administer oaths and affirmations and take acknowledgments.

"(2) with the consent of the parties, determine conditions of release and pretrial detention pursuant to the provisions of title 23 of the District of Columbia Code (relating to criminal procedures).

"(3) with the consent of the parties, conduct preliminary examinations in all criminal cases to determine if there is

probable cause to believe that an offense has been committed and that the accused committed it.

"(4) with the consent of the parties involved make findings and recommendations in uncontested proceedings, and in contested hearings in the civil, criminal and family divisions of the superior court. A rehearing of the case, or a review of the hearing commissioner's findings and recommendations, may be made by a judge of the appropriate division sua sponte. The findings and recommendations of the hearing commissioner shall when approved by a judge of the appropriate division constitute a final order of the superior court.

"(5) with the consent of the respondent make findings and recommendations in any nonjury traffic infraction matters in the superior court. A rehearing of the case, or a review of the hearing commissioner's findings and recommendations, may be made by a judge of the superior court sua sponte. The findings and recommendations of the hearing commissioner when approved by a judge of the superior court shall constitute a final order of the superior court.

"(d) The provisions contained in this section shall remain in effect until September 30, 1983.".

CHAPTER V

DEPARTMENT OF THE INTERIOR

Bureau of Reclamation

OPERATION AND MAINTENANCE

(TRANSFER OF FUNDS)

For an additional amount for "Operation and maintenance", $2,000,000, to remain available until expended, to be derived by transfer of unobligated balances in the construction program.

DEPARTMENT OF ENERGY

Operating Expenses

ATOMIC ENERGY DEFENSE ACTIVITIES

For an additional amount for "Operating expenses, atomic energy defense activities", $57,000,000, to remain available until expended.

Plant and Capital Equipment

ENERGY SUPPLY, RESEARCH AND DEVELOPMENT

(TRANSFER OF FUNDS)

For an additional amount for "Plant and capital equipment, energy supply, research and development", $14,000,000, to remain available until expended, which shall be derived by transfer from "Geothermal Resources Development Fund".

ATOMIC ENERGY DEFENSE ACTIVITIES

For an additional amount for "Plant and capital equipment, atomic energy defense activities", $7,300,000, to remain available until expended.

ADMINISTRATIVE PROVISIONS

Funds available to the Corps of Engineers under "Operation and maintenance, general" may be used to provide a lump-sum payment as compensation for seepage damages in the Sny Island Levee Drainage District, Illinois, currently estimated to be $2,420,000, attributable to operation of the project.

Appropriations for the Yatesville Lake construction project shall be made available for obligation in the amount designated for that project and without regard to any other designation in the joint explanatory statement of the committee of conference (Report No. 97-345), pursuant to title I of the Energy and Water Development Appropriation Act, 1982.

Appropriations for the execution of work pursuant to section 202 of the 1981 Energy and Water Development Appropriations Act shall be made available for obligation in the amount designated for that purpose with emphasis on the Pineville and Barbourville, Kentucky and Williamson, West Virginia project components and without regard to any other designation in the joint explanatory statement of the committee of conference (Report No. 97-345) pursuant to title I of the Energy and Water Development Appropriations Act, 1982. Flood control measures authorized by section 202 of the 1981 Energy and Water Development Appropriations Act involving high levees and floodwalls in urban areas should provide for a standard project flood level of protection where the consequences from overtopping caused by large floods would be catastrophic.

Without regard to any other provision of law limiting the amounts payable to prevailing wage rate employees, United States Army Corps of Engineers employees paid from Corps of Engineers Special Power Rate Schedules shall be paid, beginning the effective date of each annual wage survey in the region after the date of enactment of this Act, wages as determined by the Department of Defense Wage Fixing Authority to be consistent with wages of the Department of Energy and the Department of the Interior employees performing similar work in the corresponding area whose wage rates are established in accordance with section 9(b) of Public Law 92-392 or section 704 of Public Law 95-454.

CHAPTER VI

BILATERAL ECONOMIC ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

AGENCY FOR INTERNATIONAL DEVELOPMENT

PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND DISABILITY FUND

For an additional amount for "Payment to the Foreign Service Retirement and Disability Fund", $1,031,000.

OVERSEAS AND SPECIAL DEVELOPMENT ACTIVITIES

(FOREIGN CURRENCY PROGRAM)

For an additional amount for necessary expenses as authorized by section 612 of the Foreign Assistance Act of 1961, as amended, $920,000 in foreign currencies which the Department of the Treasury declares to be excess to the normal requirements of the United States, to remain available until expended.

LEBANON EMERGENCY RELIEF

(TRANSFER OF FUNDS)

For expenses necessary to carry out the provisions of section 495J of the Foreign Assistance Act of 1961, $50,000,000 which shall be derived by transfer from the Department of State, "Migration and Refugee Assistance", to remain available until expended: *Provided,* That of such amount not less than $10,000,000 shall be available only for the American University of Beirut.

ECONOMIC SUPPORT FUND

CARIBBEAN BASIN INITIATIVE

For an additional amount for necessary expenses to carry out chapter 4 of part II of the Foreign Assistance Act of 1961, $350,000,000, to remain available until March 31, 1983, notwithstanding section 10 of Public Law 91-672: *Provided,* That the funds in this paragraph shall be available only to the extent and in the manner provided as follows: not less than $20,000,000 for the Eastern Caribbean; not less than $41,000,000 for the Dominican Republic; not less than $10,000,000 for Haiti; not less than $50,000,000 for Jamaica; not less than $10,000,000 for Belize; not less than $70,000,000 for Costa Rica; not more than $10,000,000 for Guatemala; not less than $35,000,000 for Honduras; not more than $75,000,000 for El Salvador; not less than $2,000,000 for the American Institute for Free Labor Development; not less than $2,000,000 for the Inter-American Foundation; and $25,000,000 unallocated: *Provided further,* That none of the funds appropriated for this purpose may be obligated until September 15, 1982, or until the enactment of authorizing legislation, whichever comes first: *Provided further,* That none of the funds appropriated under this heading and made available only for a country referred to in the first proviso may be available for such country while such country is not taking adequate steps to cooperate with the United States, as certified monthly by the President to the Congress, to prevent narcotic drugs and other controlled substances (as listed in the schedules in section 202 of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 812)) which are produced, processed, or transported in such country from entering the United States unlawfully. Notwithstanding any other provision of this Act, none of the funds appropriated in this paragraph may be obligated or expended in any manner inconsistent with the policy hereby reaffirmed, which is stated in S.J. Res. 230 (76 Stat. 697), to wit:

"Whereas President James Monroe, announcing the Monroe Doctrine in 1823, declared that the United States would consider any

attempt on the part of European powers 'To extend their system to any portion of this Hemisphere as dangerous to our peace and safety'; and

"Whereas in the Rio Treaty of 1947 the parties agreed that 'an armed attack by any State against an American State shall be considered as an attack against all the American States, and, consequently, each one of the said contracting parties undertakes to assist in meeting the attack in the exercise of the inherent right of individual or collective self-defense recognized by article 51 of the Charter of the United Nations'; and

"Whereas the Foreign Ministers of the Organization of American States at Punta del Este in January 1962 declared: 'The present Government of Cuba has identified itself with the principles of Marxist-Leninist ideology, has established a political, economic, and social system based on that doctrine, and accepts military assistance from extracontinental Communist powers, including even the threat of military intervention in America on the part of the Soviet Union'; and

"Whereas the international Communist movement has increasingly extended into Cuba, its political, economic, and military sphere of influence: Now, therefore, be it

"Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the United States is determined—

"(a) to prevent by whatever means may be necessary, including the use of arms, the Marxist-Leninist regime in Cuba from extending by force or the threat of force its aggressive or subversive activities to any part of this hemisphere;

"(b) to prevent in Cuba the creation or use of an externally supported military capability endangering the security of the United States; and

"(c) to work with the Organization of American States and with freedom-loving Cubans to support the aspirations of the Cuban people for self-determination.".

Nothing in this Act shall be deemed to change or otherwise affect the standards and procedures provided in the National Security Act of 1947, as amended; the Foreign Assistance Act of 1961, as amended; and the War Powers Resolution of 1973. This Act does not constitute the statutory authorization for introduction of United States Armed Forces contemplated by the War Powers Resolution.

Military Assistance Program

For an additional amount for necessary expenses to carry out the provisions of section 503 of the Foreign Assistance Act of 1961, $2,000,000, to remain available for obligation until September 30, 1983: *Provided,* That such amount and $25,000,000 of funds reprogrammed during the fiscal year 1982 to carry out such section shall be available only to the extent and in the manner provided as follows: $10,000,000 shall be available only for Honduras; $5,000,000 shall be available only for Somalia; $2,000,000 shall be available only for Costa Rica; and, $10,000,000 shall be available only for Portugal.

INTERNATIONAL MILITARY EDUCATION AND TRAINING

For an additional amount for necessary expenses to carry out the provisions of section 541 of the Foreign Assistance Act of 1961, $3,512,000.

FOREIGN MILITARY CREDIT SALES

For an additional amount for necessary expenses to enable the President to carry out the provisions of sections 23 and 24 of the Arms Export Control Act, $50,000,000, which sum shall be available only for Sudan.

In addition to the total amount of gross obligations for the principal amount of direct loans, exclusive of loan guarantee defaults, which may be made during the fiscal year 1982 pursuant to the heading "Foreign Military Credit Sales" of Public Law 97-121, there may be made $50,000,000 of such gross obligations during such fiscal year.

SPECIAL DEFENSE ACQUISITION FUND

(LIMITATION ON OBLIGATIONS)

There are authorized to be made available for the Special Defense Acquisition Fund for the fiscal year 1982, $125,000,000.

DEPARTMENT OF STATE

MIGRATION AND REFUGEE ASSISTANCE

The funds appropriated by the Foreign Assistance and Related Programs Appropriations Act, 1982, for resettlement services and facilities for refugees and displaced persons in Africa shall remain available until expended.

CHAPTER VII

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

HOUSING PROGRAMS

ANNUAL CONTRIBUTIONS FOR ASSISTED HOUSING

The Urgent Supplemental Appropriations Act, 1982 (Public Law 97-216) is amended by striking the seventh and eighth provisos under this heading and inserting in lieu thereof the following: *Provided further,* That to the extent the amount of budget authority (including budget authority internally transferred by State Housing Finance Development agencies pursuant to 24 C.F.R. Section 883.207) which is recaptured or deobligated during fiscal year 1982 exceeds $3,250,000,000, the amount of recaptured or deobligated contract authority and budget authority which exceeds such $3,250,000,000, if any, shall be deferred until October 1, 1982, except that budget authority internally transferred pursuant to 24 C.F.R. Section 883.207 shall not be deferred: *Provided further,* That the first $89,321,727 of budget authority deferred in accordance with the immediately preceding proviso, or such lesser amount as is available on October 1, 1982, shall be made available for the modernization of 5,073 vacant uninhabitable public housing units, pursuant to section

14 of the United States Housing Act of 1937, as amended, other than section 14(f) of such Act.

INDEPENDENT AGENCIES

Selective Service System

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", $150,000: *Provided,* That the Director of the Selective Service System shall establish at the time of mobilization a Civilian Review Board(s) to review appeals made by alternative service workers to their job assignments or reassignments.

Veterans Administration

MEDICAL AND PROSTHETIC RESEARCH

(TRANSFER OF FUNDS)

For an additional amount for "Medical and prosthetic research", $4,198,000, to remain available until September 30, 1983, and which shall be derived by transfer from "Medical care".

MEDICAL ADMINISTRATION AND MISCELLANEOUS OPERATING EXPENSES

(TRANSFER OF FUNDS)

For an additional amount for "Medical administration and miscellaneous operating expenses", $8,000,000, to remain available until September 30, 1983, and which shall be derived by transfer from "Medical care".

GRANTS TO THE REPUBLIC OF THE PHILIPPINES

(TRANSFER OF FUNDS)

For payment to the Republic of the Philippines of grants, as authorized by law (38 U.S.C. 632), for assisting in the replacement and upgrading of equipment and in rehabilitating the physical plant and facilities of the Veterans Memorial Medical Center, $500,000, to remain available until September 30, 1983, and which shall be derived by transfer from "Medical care".

Administrative Provisions

The limitation in section 501(40) of title V of the Department of Housing and Urban Development-Independent Agencies Appropriation Act, 1982, on the Department of Housing and Urban Development's data processing services is increased from $34,000,000 to $35,500,000.

Gross loan commitments for 1982 to be made under section 202 of the Housing Act of 1959, as amended (12 U.S.C. 1701q) shall not be subject to the rules of the Department of Housing and Urban Development published on May 11, 1982.

CHAPTER VIII

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

MANAGEMENT OF LANDS AND RESOURCES

For an additional amount for "Management of lands and resources", $55,000,000: *Provided*, That notwithstanding any other provisions of law, the Secretary of the Interior and Secretary of Agriculture are authorized to enter into contracts with State and local governmental entities, including local fire districts, for procurement of services in the presuppression, detection, and suppression of fires on any units within their jurisdiction. In addition, any contracts or agreements with the jurisdictions for fire management services listed above which are previously executed shall remain valid.

LAND ACQUISITION

For an additional amount for "Land acquisition", $700,000: *Provided*, That notwithstanding the date cited in section 119(d) of Public Law 96-199, this amount together with $1,920,000 appropriated under this head in Public Law 97-100 shall be available for acquisition of lands in the Yaquina Head Outstanding Natural Area, Oregon, to remain available until expended.

United States Fish and Wildlife Service

RESOURCE MANAGEMENT

For an additional amount for "Resource management", $1,800,000.

CONSTRUCTION AND ANADROMOUS FISH

For an additional amount for "Construction and anadromous fish", $4,000,000, of which not less than $2,500,000 shall be available for construction and equipping, at Merritt Island NWR, Florida, the Scott J. Manness administrative/visitor facility and the Beau W. Sauselein maintenance center.

National Park Service

OPERATION OF THE NATIONAL PARK SYSTEM

For an additional amount for "Operation of the national park system", $2,200,000.

CONSTRUCTION

For an additional amount for "Construction", $10,680,000, to remain available until expended: *Provided*, That $2,000,000 for reconstruction of the Filene Center at the Wolf Trap Farm Park for the Performing Arts shall become available for obligation only upon enactment of authorizing legislation: *Provided further*, That notwithstanding any other provisions of law, the Park Service, using the United States Army Corps of Engineers, shall begin providing hydraulic fill to the Sandy Hook area of the Gateway National

Recreation Area within 60 days after enactment of this legislation: *Provided further*, That the Park Service shall obligate by November 1, 1982, out of funds available, no more than $160,000 for the rehabilitation of the mounted police training barn at Rock Creek Park Horse Center for use by the National Center for Therapeutic Riding, as directed by the managers of the Committee of Conference on the bill making appropriations for the Department of the Interior and Related Agencies for the fiscal year ending September 30, 1981 (Public Law 96-514).

LAND AND WATER CONSERVATION FUND

(RESCISSION)

The contract authority provided for fiscal year 1982 by 16 U.S.C. 460l-10a is rescinded.

LAND ACQUISITION AND STATE ASSISTANCE

For an additional amount for "Land acquisition and State assistance", $30,000,000, to remain available until expended, of which $13,500,000 is for Big Cypress National Preserve, Florida; $4,500,000 is for Big Thicket National Preserve, Texas; $5,500,000 is for Cape Cod National Seashore, Massachusetts; $1,000,000 is for the Cumberland Island National Seashore, Georgia; and $5,500,000 for the Lassen Volcanic National Park, California.

GEOLOGICAL SURVEY

SURVEYS, INVESTIGATIONS, AND RESEARCH

For an additional amount for "Surveys, investigations, and research", $6,200,000.

BUREAU OF MINES

MINES AND MINERALS

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for "Mines and minerals", $5,064,000, to remain available until expended, of which $991,000 shall be derived by transfer from "Drainage of anthracite mines" to carry out the purposes of section 2(b) of Public Law 96-543.

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

ABANDONED MINE RECLAMATION FUND

For an additional amount for "Abandoned Mine Reclamation Fund", $13,251,000 for the purposes of section 406 of Public Law 95-87.

BUREAU OF INDIAN AFFAIRS

OPERATION OF INDIAN PROGRAMS

For an additional amount for "Operation of Indian programs", $18,100,000: *Provided*, That $11,100,000 of such amount shall be

immediately available for transfer to the State of Alaska to assist in the basic operation and maintenance during the period ending September 30, 1984, of formerly Bureau-owned schools which have been transferred to the State, such sum to be in addition to assistance otherwise available under the Act of April 16, 1934 (48 Stat. 596), as amended (25 U.S.C. 452 et seq.) or any other Act to such schools on the same basis as other public schools: *Provided further,* That the Act of December 23, 1981 (95 Stat. 1391, 1400) is amended under the heading "INDIAN AFFAIRS" in the paragraph headed "TRIBAL TRUST FUNDS" by deleting the last sentence of said paragraph and inserting the following in lieu thereof:

"No funds shall be deposited in such 'Indian money, proceeds of labor' (IMPL) accounts after September 30, 1982. The unobligated balance in IMPL accounts as of the close of business on September 30, 1982, including the income resulting from the investment of funds from such accounts prior to such date, shall be transferred to and held in escrow accounts at the locations of the IMPL accounts from which they are transferred. Funds in such escrow accounts may be invested as provided in section 1 of the Act of June 24, 1938 (52 Stat. 1037; 25 U.S.C. 162a) and the investment income added to such accounts. The Secretary shall determine no later than September 30, 1985 (after consultation with appropriate tribes and individual Indians) the extent to which the funds held in such escrow accounts represent income from the investment of special deposits relating to specific tribes or individual Indians. Upon such a determination by the Secretary and express acceptance of the determination by the beneficiary, the Secretary shall transfer such funds to trust accounts for such tribes or individual Indians. Not more than ten percent of the funds transferred to trust accounts for any tribe or individual Indian under this provision may be utilized to pay for legal or other representation relating to claims for such funds. Not to exceed two percent of the funds transferred from the IMPL accounts shall be available to reimburse the Bureau of Indian Affairs for administrative expenses incurred in determining ownership of the funds. Acceptance of a determination by the Secretary and the transfer of funds under this provision shall constitute a complete release and waiver of any and all claims by the beneficiary against the United States relating to the unobligated balance of IMPL accounts as of the close of business on September 30, 1982. During the period of October 1, 1985 through September 30, 1987, or earlier if a Secretarial determination on ownership and appropriate fund transfers has been completed, the funds remaining in such escrow accounts because they have not been transferred to trust accounts, may be expended subject to the approval of the Secretary for any purpose authorized under the Act of November 2, 1921 (42 Stat. 208; 25 U.S.C. 13) and requested by the respective governing bodies of the tribes at the locations where such accounts are maintained. The unobligated balances of such escrow accounts as of the close of business on September 30, 1987, shall be deposited into miscellaneous receipts of the Treasury."

CONSTRUCTION

For an additional amount for "Construction", $1,000,000, to remain available until expended.

OFFICE OF TERRITORIAL AFFAIRS

ADMINISTRATION OF TERRITORIES

For an additional amount for "Administration of territories", $3,402,000, to remain available until expended.

TRUST TERRITORY OF THE PACIFIC ISLANDS

For an additional amount for "Trust Territory of the Pacific Islands", $24,957,000, to remain available until expended, of which $1,000,000 shall be available for immediate payment to the people of Bikini under the terms and conditions as set forth in a trust agreement or amendment thereto approved by the Bikini/Kili Council subject only to the disapproval of the Secretary of the Interior: *Provided*, That $19,600,000 shall be available for the relocation and resettlement of the Bikini people in the Marshall Islands, principally on Kili and Ejit Islands: *Provided further*, That such sum shall be paid to a trustee selected by the Bikini/Kili Council subject only to the disapproval of the Secretary of the Interior to be held in trust pursuant to the provisions of the aforementioned trust agreement or amendment thereto approved by the Bikini/Kili Council subject only to the disapproval of the Secretary of the Interior: *Provided further*, That such fund and the earnings and distribution therefrom shall not be subject to any form of Federal, State, or local taxation: *Provided further*, That $2,000,000 of such fund shall remain available for future ex gratia distribution to the people of Bikini Atoll pursuant to the provisions of the trust agreement: *Provided further*, That the Governments of the United States and Trust Territory of the Pacific Islands shall not be liable in any cause of action in law or equity from the administration and distribution of the trust funds: *Provided further*, That of the remaining funds, $2,500,000 shall be transferred to the "Administration of territories" account for technical assistance activities, to remain available until expended.

OFFICE OF THE SECRETARY

INSPECTOR GENERAL

For additional amount for "Inspector General", $3,150,000.

RELATED AGENCIES

DEPARTMENT OF AGRICULTURE

FOREST SERVICE

NATIONAL FOREST SYSTEM

For an additional amount for "National forest system", $64,900,000.

CONSTRUCTION AND LAND ACQUISITION

For an additional amount for "Construction and land acquisition", $3,000,000, to remain available until expended, for partial payment, subject to the execution of a memorandum of understanding by September 30, 1982 between the Secretary of the Interior, the

Secretary of Agriculture, and the Chugach Natives, Incorporated, for the settlement of land claims of the Chugach Natives, Incorporated as authorized by section 1302(h) and section 1430 of the Alaska National Interest Lands Conservation Act (Public Law 96-487) and section 22(f) of the Alaska Native Claims Settlement Act, as amended (Public Law 94-204): *Provided*, That in the memorandum of understanding, Chugach Natives, Incorporated shall generally describe the lands to be conveyed to it in satisfaction of all its entitlements.

The limitation on obligations provided for construction of forest roads by timber purchasers under this head in Public Law 97-100 shall remain available without fiscal year limitation.

ADMINISTRATIVE PROVISION

Notwithstanding the provisions of 5 U.S.C. 5901(a), as amended, the uniform allowance for each uniformed employee of the Forest Service, U.S. Department of Agriculture shall not exceed $400 annually.

DEPARTMENT OF ENERGY

FOSSIL ENERGY RESEARCH AND DEVELOPMENT

For an additional amount for "Fossil energy research and development", $1,080,000, to remain available until expended: *Provided*, That there are transferred to, and vested in, the Secretary of the Interior all functions vested in, or delegated to, the Secretary of Energy and the Department of Energy under or with respect to (1) the Act of May 16, 1910, and other authorities formerly exercised by the Bureau of Mines, but limited to research and development relating to increased efficiency of production technology of solid fuel minerals; (2) section 908 of the Surface Mining Control and Reclamation Act of 1977, relating to research and development concerning alternative coal mining technologies (30 U.S.C. 1328); (3) sections 5(g)(2), 8(a)(4), 8(a)(9), 27(b)(2)(3) of the Outer Continental Shelf Lands Act (43 U.S.C. 1334(g)(2) and 1337(a)(4) and 1337(a)(9)); and (4) section 105 of the Energy Policy and Conservation Act (42 U.S.C. 6213): *Provided further*, That the personnel employed, personnel positions, equipment, facilities, and unexpended balances of the aforementioned transferred programs shall be merged with the "Mines and minerals" account of the Bureau of Mines.

FOSSIL ENERGY CONSTRUCTION

(DEFERRAL)

Of the funds made available for obligation under this heading in the Department of the Interior and Related Agencies Appropriation Act, 1982 (Public Law 97-100) for the continued design of the Solvent Refined Coal-I (SRC-I) demonstration facility (Project No. 78-2-d), $64,000,000 is hereby deferred until the enactment of the Department of the Interior and Related Agencies Appropriation Act, 1983. Of the remaining funds, $28,100,000 shall be used to undertake SRC-I post-baseline activities of the type specified in ICRC-DOE letter numbered 1629 entitled Technical Scope of Work for the Post-Baseline Period; $22,000,000 shall be used for the termi-

nation costs of SRC-I; and $5,000,000 shall be used for administrative expenses incurred by the Department of Energy in carrying out the aforementioned activities.

ECONOMIC REGULATION

(DEFERRAL)

Of the $38,200,000 made available for "Economic regulation" until September 30, 1982, in Public Law 97-12, $3,000,000 shall not become available for obligation until October 1, 1982, and shall remain available for obligation until September 30, 1983.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Health Services Administration

INDIAN HEALTH FACILITIES

For an additional amount for "Indian health facilities", $11,200,000, to remain available until expended.

Navajo and Hopi Indian Relocation Commission

SALARIES AND EXPENSES

Of the funds made available under this heading in Public Law 97-100, $7,831,000 for relocation operations shall remain available until expended.

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

National Endowment for the Arts

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", $246,000, which shall be available for administering the functions of the Act, to remain available for obligation until September 30, 1983.

Institute of Museum Services

Of the funds made available under this heading in Public Law 97-100, $720,000 shall remain available for obligation until September 30, 1983.

FEDERAL INSPECTOR FOR THE ALASKA GAS PIPELINE

PERMITTING AND ENFORCEMENT

(RESCISSION)

Of the funds appropriated under this head in the Interior and Related Agencies Appropriations Act, 1982 (Public Law 97-100), $8,000,000 is rescinded.

ADMINISTRATIVE PROVISION

None of the funds provided by this chapter or by Public Law 97-100 shall be used to evaluate, consider, process or award oil, gas or geothermal leases on Federal lands in the Mount Baker-Snoqualmie National Forest, State of Washington, within the hydrographic boundaries of the Cedar River municipal watershed upstream of river mile 21.6, the Green River municipal watershed upstream of river mile 61.0, the North Fork of the Tolt River proposed municipal watershed upstream of river mile 11.7 and the South Fork Tolt River municipal watershed upstream of river mile 8.4.

CHAPTER IX

DEPARTMENT OF LABOR

EMPLOYMENT AND TRAINING ADMINISTRATION

EMPLOYMENT AND TRAINING ASSISTANCE

For and additional amount for "Employment and training assistance", $4,000,000, to remain available until September 30, 1983, and which shall be available only for construction of facilities at the Joliet, Illinois Job Corps Center.

(RESCISSION)

Of the amounts available for obligation in fiscal year 1982 for "Employment and training assistance", $48,186,000 are rescinded.

COMMUNITY SERVICE EMPLOYMENT FOR OLDER AMERICANS

For an additional amount for "Community service employment for older Americans", $210,572,000: *Provided,* That not more than $46,325,840 shall be for grants to States under paragraph (3) of section 506(a) of the Older Americans Act of 1965, as amended.

GRANTS TO STATES FOR UNEMPLOYMENT INSURANCE AND EMPLOYMENT SERVICES

For an additional amount for "Grants to States for Unemployment Insurance and Employment Services", $20,000,000, to remain available until September 30, 1983, to be used only for necessary administrative expenses for carrying out a Federal supplemental benefits program, subject to enactment of authorizing legislation.

ADVANCES TO THE UNEMPLOYMENT TRUST FUND AND OTHER FUNDS

Funds appropriated under this head shall be available for nonrepayable advances for a Federal supplemental benefits program, subject to enactment of authorizing legislation.

LABOR-MANAGEMENT SERVICES ADMINISTRATION

SALARIES AND EXPENSES

(TRANSFER OF FUNDS)

For an additional amount for "Salaries and expenses", $400,000, to be derived by transfer from Employment and Training Administration, "Employment and training assistance".

OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION

SALARIES AND EXPENSES

In addition to the amounts made available under Public Law 97-92, making further continuing appropriations for fiscal year 1982, for grants to States under section 23(g) of the Occupational Safety and Health Act of 1970, $3,800,000 shall be available for such expenses: *Provided*, That none of the funds made available under this head for fiscal year 1982 may be obligated or expended to enforce or prescribe as a condition for initial, continuing, or final approval of State plans under section 18 of the Occupational Safety and Health Act of 1970, State administrative or enforcement staffing levels which are greater than levels which are determined by the Secretary to be equivalent to Federal staffing levels.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

CENTERS FOR DISEASE CONTROL

PREVENTIVE HEALTH SERVICES

For an additional amount for "Preventive health services", $11,500,000.

ALCOHOL, DRUG ABUSE, AND MENTAL HEALTH ADMINISTRATION

ALCOHOL, DRUG ABUSE, AND MENTAL HEALTH

For an additional amount for "Alcohol, drug abuse, and mental health", $10,000,000.

HEALTH RESOURCES ADMINISTRATION

HEALTH RESOURCES

For an additional amount for "Health resources", $7,000,000, to remain available until expended for a grant for construction or expansion of a teaching facility under section 720(a)(1) of the Public Health Service Act.

Funds appropriated for fiscal year 1982 pursuant to section 1537 of the Public Health Service Act shall not be denied to a health systems agency solely because it fails to meet the numerical criteria for staffing under section 1512(b)(2)(B) of the Act if the minimum size of its professional staff is three, or, if the quotient of the population (rounded to the nearest three hundred thousand) of the health service area which the agency serves divided by three hun-

dred thousand is greater than three, the minimum size of the professional staff is the lesser of (i) such quotient, or (ii) twenty-five.

Assistant Secretary for Health

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses" for carrying out title XX of the Public Health Service Act, $10,313,000: *Provided,* That section 2008(g) of the Public Health Service Act does not apply to this program.

HEALTH MAINTENANCE ORGANIZATION LOAN AND LOAN GUARANTEE FUND

For an additional amount for "Health Maintenance Organization Loan and Loan Guarantee Fund", $17,500,000, to be used solely for obligations resulting from defaulted loans guaranteed by the fund.

Health Care Financing Administration

GRANTS TO STATES FOR MEDICAID

For an additional amount for "Grants to States for Medicaid", $112,000,000, to remain available until expended.

Social Security Administration

LIMITATION ON ADMINISTRATIVE EXPENSES

The limitation on administrative expenses is increased to $3,059,900,000, of which $123,436,000 for automatic data processing and telecommunication activities and $24,591,000 for construction activities shall remain available until expended.

DEPARTMENT OF EDUCATION

COMPENSATORY EDUCATION FOR THE DISADVANTAGED

For an additional amount for "Compensatory education for the disadvantaged" for carrying out title I, part A, subpart 1, of the Elementary and Secondary Education Act, as amended, $148,000,000 to remain available until September 30, 1983: *Provided,* That in addition to the amount otherwise made available for making allocations under such subpart for the 1982–1983 school year, the amount appropriated herein shall be allocated to each county on the basis of the 1970 census data or the 1980 census data whichever yields the higher allocation: *Provided further,* That if the amount appropriated herein is insufficient to make such higher allocations, the allocation to each county shall be ratably reduced: *Provided further,* That in the case of Puerto Rico, poverty data gathered by the Bureau of the Census in the 1975 Survey of Income and Education shall be used if 1980 census data are not available.

SCHOOL ASSISTANCE IN FEDERALLY AFFECTED AREAS

Funds appropriated in Public Law 94–303 for fiscal year 1976 payments under subparagraphs (A), (B), (C), and (D) of section 305 of

the Education Amendments of 1974 remaining available after all claims have been paid shall be available, without fiscal year limitation, for fiscal year 1982 payments under section 3 of the Act of September 30, 1950, as amended (20 U.S.C. ch. 13), in accordance with Public Law 97-92, as amended, and funds made available in fiscal year 1982 for section 7 of the Act of September 30, 1950, as amended (20 U.S.C. ch. 13), shall remain available until September 30, 1983.

For an additional amount under section 7 of Public Law 874, Eighty-first Congress, to be made available to the Waubay School District, Waubay, South Dakota, $200,000.

EDUCATION FOR THE HANDICAPPED

For an additional amount for "Education for the handicapped", $26,500,000 for carrying out the Education of the Handicapped Act, of which $7,200,000 shall be for part C, section 623, $15,700,000 shall be for part D, and $3,600,000 shall be for part E.

VOCATIONAL AND ADULT EDUCATION

For an additional amount for "Vocational and adult education", $2,520,000 to remain available until September 30, 1983 for carrying out the Vocational Education Act, of which $1,000,000 shall be for part B, subpart 2, section 171(a)(2), and $1,520,000 shall be for part A, subpart 1, section 105: *Provided*, That $6,500,000 appropriated for fiscal year 1982 for State advisory councils under section 105 of the Vocational Education Act shall be used to provide to each State, the District of Columbia, Puerto Rico, the Virgin Islands, American Samoa, Guam, Trust Territory of the Pacific Islands, and Northern Mariana Islands an amount equal to the amount it received in the previous fiscal year.

STUDENT FINANCIAL ASSISTANCE

For an additional amount for "Student financial assistance", $217,000,000 to remain available until September 30, 1983 for carrying out the Higher Education Act, of which $140,000,000 shall be for title IV, part A, subpart 1 and $77,000,000 shall be for title IV, part A, subpart 2.

HIGHER AND CONTINUING EDUCATION

For an additional amount to carry out title III of the Higher Education Act, notwithstanding section 516(c)(1) of the Omnibus Reconciliation Act of 1981, $10,000,000 which shall remain available for obligation by the Secretary of Education through September 30, 1983, of which $5,000,000 shall enable the Secretary (1) to award grants under title III of the Higher Education Act notwithstanding section 347 of that Act and (2) to pay expenditures of the Secretary in connection with the awarding of such grants: *Provided*, That the Secretary may award these funds to an eligible institution only if the institution is not eligible to receive title III funds under section 347(e) of the Act in fiscal year 1982 and its enrollment of Hispanic and Native American students, as reported on the latest available Education Department Higher Education General Information Survey (HEGIS), is at least 45 per centum: *Provided further*, That

the remaining $5,000,000 shall enable the Secretary to award grants under parts A and B of title III of the Act to eligible institutions which had an application approved, but did not receive a grant in fiscal year 1982: *Provided further,* That any funds that were appropriated for part B of title III of the Higher Education Act for fiscal year 1982 and were reserved in accordance with section 347(e) of the Act but not awarded in fiscal year 1982 to institutions with special needs that historically serve substantial numbers of black students, shall remain available for obligation by the Secretary of Education through September 30, 1983 to enable the Secretary (1) to award such funds to those institutions with special needs that historically serve black students that were not selected for funding by the Secretary under title III of the Act in fiscal year 1982, and (2) to provide technical assistance to such institutions to assist them in applying for such funds, notwithstanding section 321(b) of the Act: *Provided further,* That of the amounts that shall remain available for obligation under part B of title III of the Higher Education Act, $300,000 shall be for two institutions of higher learning in Vermont under part A of title III of that Act.

HIGHER EDUCATION FACILITIES LOAN AND INSURANCE

For an additional amount for "Higher education facilities loan and insurance", $9,746,000.

COLLEGE HOUSING LOANS

The college housing loan program shall operate under the terms and conditions as contained in H.R. 4560 as passed by the House of Representatives on October 6, 1981, except that the gross commitments for the principal amount of direct loans shall be $40,000,000.

SPECIAL INSTITUTIONS

AMERICAN PRINTING HOUSE FOR THE BLIND

For an additional amount for the "American Printing House for the Blind", $200,000.

NATIONAL TECHNICAL INSTITUTE FOR THE DEAF

For an additional amount for the "National Technical Institute for the Deaf", $1,052,000.

GALLAUDET COLLEGE

For an additional amount for "Gallaudet College", $2,080,000.

HOWARD UNIVERSITY

For an additional amount for "Howard University", $5,808,000 of which $810,000 shall be for construction and shall remain available until expended.

Office of the Inspector General

SALARIES AND EXPENSES

For an additional amount for "Office of the Inspector General, salaries and expenses", $480,000.

RELATED AGENCIES

Railroad Retirement Board

DUAL BENEFITS PAYMENTS ACCOUNT

For an additional amount for payment of windfall benefits, as provided under section 15(d) of the Railroad Retirement Act of 1974, $11,000,000, which, together with the amounts appropriated in Public Law 97-92, as amended, shall be the maximum amount available for payments through September 30, 1982.

Soldiers' and Airmen's Home

OPERATION AND MAINTENANCE

For an additional amount for "Operation and maintenance", $796,000, to be paid from the Soldiers' and Airmen's Home permanent fund.

CAPITAL OUTLAY

For renovation of buildings and facilities, including plans and specifications, to be paid from the Soldiers' and Airmen's Home permanent fund, $953,000, to remain available until expended.

CHAPTER X

LEGISLATIVE BRANCH

Senate

Salaries, Officers and Employees

OFFICES OF THE MAJORITY AND MINORITY LEADERS

For an additional amount for "Offices of the Majority and Minority Leaders", $120,000.

ADMINISTRATIVE, CLERICAL, AND LEGISLATIVE ASSISTANCE TO SENATORS

For an additional amount for "Administrative, clerical, and legislative assistance to Senators", $80,000.

OFFICES OF THE SECRETARIES FOR THE MAJORITY AND MINORITY

For an additional amount for "Offices of the Secretaries for the Majority and Minority", $100,000.

CONTINGENT EXPENSES OF THE SENATE

MISCELLANEOUS ITEMS

For an additional amount for "Miscellaneous Items", $938,000.

ADMINISTRATIVE PROVISIONS

SEC. 101. Effective October 1, 1981, the allowance for administrative and clerical assistance of each Senator from the State of Florida is increased to that allowed Senators from States having a population of ten million but less than eleven million, the population of said State having exceeded ten million inhabitants.

SEC. 102. The third sentence of section 105(b) of the Legislative Branch Appropriation Act, 1957 (2 U.S.C. 123b(b)) is amended by striking out "and committees of the Senate" and inserting in lieu thereof "committees of the Senate, the Secretary of the Senate, and the Sergeant at Arms of the Senate".

SEC. 103. Clause (1) of section 117 of Public Law 97-51 (2 U.S.C. 61f-8) is amended to read as follows:

"(1) the procurement of the services, on a temporary basis, of individual consultants, or organizations thereof, with the prior consent of the Committee on Rules and Administration; such services may be procured by contract with the providers acting as independent contractors, or in the case of individuals, by employment at daily rates of compensation not in excess of the per diem equivalent of the highest gross rate of annual compensation which may be paid to employees of a standing committee of the Senate; and any such contract shall not be subject to the provisions of section 5 of title 41, United States Code, or any other provision of law requiring advertising; and".

SEC. 104. (a) Paragraph (2) of subsection (b) of section 506 of the Supplemental Appropriations Act, 1973 (2 U.S.C. 58(b)) is amended to read as follows:

"(2) In the event that the term of office of a Senator begins after the first month of any such calendar year or ends (except by reason of death, resignation, or expulsion) before the last month of any such calendar year, the aggregate amount available to such Senator for such year shall be the aggregate amount computed under paragraph (1) of this subsection, divided by 12, and multiplied by the number of months in such year which are included in the Senator's term of office, counting any fraction of a month as a full month.".

(b) The amendment made by subsection (a) of this section shall be effective on and after January 1, 1982.

SEC. 105. (a) The first sentence of the first section of the joint resolution relating to the payment of salaries of employees of the Senate, approved April 20, 1960 (Public Law 86-426; 2 U.S.C. 60c-1), is amended by striking out "Senators and officers and employees" and inserting in lieu thereof "the Vice President, Senators, and officers and employees".

(b) The third sentence of section 104 of title 3, United States Code, is repealed.

(c) Amendments and repeals made by the preceding provisions of this section shall be effective in the case of compensation payable for months after December 1981.

SEC. 106. If at the close of any fiscal year there is an unexpended balance of funds which were appropriated for such year (or for prior

fiscal years) and which are subject to disbursement by the Secretary of the Senate for any purpose, then, if such unexpended balance is by law rescinded, any unpaid obligations chargeable to the balance so rescinded (or to appropriations for such purpose for prior years) shall be liquidated from any appropriations for the same general purpose, which, at the time of payment, are available for disbursement.

SEC. 107. For the fiscal year ending September 30, 1982, and for each of the next three succeeding fiscal years, the Secretary of the Senate is authorized to pay to the General Services Administration such amounts as may be necessary to reimburse the Archivist of the United States for expenditures made to conduct a project to provide for the proper preservation of the Senate's records of continuing value, which expenditures cannot be defrayed from funds otherwise available for such purpose. The aggregate of the sums paid to the General Services Administration under this section shall not exceed $300,000. Amounts paid under this section shall be paid from the contingent fund of the Senate on vouchers approved by the Secretary of the Senate.

HOUSE OF REPRESENTATIVES

PAYMENTS TO WIDOWS AND HEIRS OF DECEASED MEMBERS OF CONGRESS

For payment to Elizabeth C. Adinolfi, sister of William R. Cotter, late a Representative from the State of Connecticut, $60,662.50. For payment to Emily Jean Spencer Ashbrook, widow of John M. Ashbrook, late a Representative from the State of Ohio, $60,662.50.

ALLOWANCES AND EXPENSES

For an additional amount for "Official expenses of Members", $5,987,000.

ARCHITECT OF THE CAPITOL

CAPITOL POWER PLANT

For an additional amount for "Capitol Power Plant", $1,200,000.

COPYRIGHT ROYALTY TRIBUNAL

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", $51,000.

ADMINISTRATIVE PROVISIONS

Section 101(c) of Public Law 97-51 is amended by inserting before the second semicolon the following: "; except that in applying the provisions under the heading 'Capitol Police Board' the term 'for obligations for fiscal years 1982 and 1983' shall be substituted for the term 'for obligations of Fiscal Year 1982' and".

Not to exceed $125,000 of the unobligated balance of that part of the appropriation "Salaries and expenses, Library of Congress" initially for the fiscal year 1980 and continued until September 30, 1982, for moving costs to the James Madison Memorial Building, is hereby further continued available until September 30, 1983.

CHAPTER XI

MILITARY CONSTRUCTION

MILITARY CONSTRUCTION, AIR FORCE

For an additional amount for "Military construction, Air Force", $12,700,000, to remain available until September 30, 1986.

FAMILY HOUSING, DEFENSE

For an additional amount for "Family housing, Defense", $32,300,000 (and an increase of $32,300,000 in the limitation for operation, maintenance).

CHAPTER XII

DEPARTMENT OF TRANSPORTATION

COAST GUARD

OPERATING EXPENSES

For an additional amount for "Operating expenses", $30,500,000.

ACQUISITION, CONSTRUCTION, AND IMPROVEMENTS

Of the unobligated balances available under this heading, not to exceed $16,000,000 shall be reprogrammed upon the approval of the House and Senate Committees on Appropriations for the acquisition of an aircraft to replace a C-130 aircraft which had been based at Kodiak, Alaska.

ALTERATION OF BRIDGES

For an additional amount for "Alteration of bridges", $3,000,000, to remain available until expended.

FEDERAL AVIATION ADMINISTRATION

OPERATIONS

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for "Operations", $93,200,000, of

which $57,500,000 shall remain available until September 30, 1983, together with not to exceed $9,945,000 to remain available until expended and to be derived from the Airport and Airway Trust Fund for reimbursement of expenses incurred by certificated air carriers in the security screening of passengers moving in foreign air transportation and not to exceed $10,000,000 to continue to remain available until expended and to be derived by transfer from the appropriation "Construction, Metropolitan Washington airports": *Provided*, That not to exceed $10,000,000 shall be available for reimbursement to the Department of Defense to finance personnel compensation for military controllers.

RESEARCH, ENGINEERING AND DEVELOPMENT

(AIRPORT AND AIRWAY TRUST FUND)

For an additional amount for "Research, engineering and development", $16,000,000, to be derived from the Airport and Airway Trust Fund, to remain available until expended.

FEDERAL HIGHWAY ADMINISTRATION

INTERSTATE TRANSFER GRANTS—HIGHWAYS

For an additional amount for "Interstate transfer grants—highways", $112,500,000, to remain available until expended.

ACCESS HIGHWAYS TO PUBLIC RECREATION AREAS ON CERTAIN LAKES

For an additional amount for "Access highways to public recreation areas on certain lakes", $6,875,000, to remain available until expended.

Appropriations under this heading for fiscal year 1980 shall remain available until September 30, 1984.

FEDERAL RAILROAD ADMINISTRATION

RAIL SERVICE ASSISTANCE

For an additional amount for "Rail service assistance", $1,355,000 for payment to the Secretary of the Treasury for debt reduction, and together with the appropriations under "Rail service assistance" contained in Public Law 97-102, to remain available until expended.

Unobligated balances of appropriations under this heading in the Department of Transportation and Related Agencies Appropriation Act, 1982 (Public Law 97-102; 95 Stat. 1442) are hereby rescinded, and an amount equal to such balances is appropriated, to remain available until expended.

GRANTS TO THE NATIONAL RAILROAD PASSENGER CORPORATION

Notwithstanding any other provision of law, the National Railroad Passenger Corporation (the "Corporation") shall be exempt from any taxes or other fees imposed by any State, political subdivi-

sion of a State, or local taxing authority which are levied on the Corporation, or any railroad subsidiary thereof, from and after October 1, 1981, including such taxes and fees levied after September 30, 1982: *Provided, however,* That notwithstanding any provision of law, the Corporation shall not be exempt from any taxes or other fees which it is authorized to pay as of the date of enactment of this provision. Taxes and fees levied on the Corporation or any railroad subsidiary thereof by States, political subdivisions of States, or local taxing authorities with respect to periods beginning prior to October 1, 1981, shall be payable in proportion to the part of the relevant tax period which elapsed prior to such date. Notwithstanding the provision of 28 U.S.C. § 1341, the United States district courts shall have original jurisdiction over any civil actions brought by the Corporation to enforce the exemption conferred hereunder and may grant equitable or declaratory relief as requested by the Corporation.

REDEEMABLE PREFERENCE SHARES

The Secretary of Transportation is hereby authorized to expend proceeds from the sale of fund anticipation notes to the Secretary of the Treasury and any other moneys deposited in the Railroad Rehabilitation and Improvement Fund pursuant to sections 502, 505 through 507, and 509 of the Railroad Revitalization and Regulatory Reform Act of 1976 (Public Law 94-210), as amended, and section 803 of Public Law 95-620, for uses authorized for the Fund, in amounts not to exceed $20,000,000 to remain available until expended. Notwithstanding any other provision of law, the authority granted under this heading in the Department of Transportation and Related Agencies Appropriation Act, 1982 (Public Law 97-102; 95 Stat. 1442) and prior Acts shall continue during the period in which appropriations remain available for this purpose under the heading: "Department of the Treasury, Office of the Secretary, Investment in Fund Anticipation Notes".

SETTLEMENTS OF RAILROAD LITIGATION

For liquidation of promissory notes pursuant to section 210(f) of the Regional Rail Reorganization Act of 1973 (Public Law 93-236), as amended, $639,424,275, to remain available until expended.

COMMUTER RAIL SERVICE

(INCLUDING DISAPPROVAL OF DEFERRAL)

The Congress disapproves the proposed deferral D82-243 relating to the Federal Railroad Administration, commuter rail service, as set forth in the message of April 23, 1982, which was transmitted to the Congress by the President. This disapproval shall be effective upon the enactment into law of this bill.

For necessary expenses to carry out the commuter rail activities authorized by section 601(d) of the Rail Passenger Service Act (45 U.S.C. 601), as amended $5,000,000, and for necessary expenses to carry out section 1139(b) of Public Law 97-35, $5,000,000, to remain available until expended.

RAILROAD REHABILITATION AND IMPROVEMENT FINANCING FUNDS

For an additional amount for "Railroad rehabilitation and improvement financing funds", $24,766,000, to remain available until expended, for payment to the Secretary of the Treasury for debt reduction: *Provided*, That total commitments to guarantee loans shall not exceed $100,000,000 of contingent liability for loan principal during fiscal year 1982.

RAIL LABOR ASSISTANCE

(TRANSFER OF FUNDS)

For payment of remaining benefits under title V of the Regional Rail Reorganization Act of 1973, as authorized by section 1144 of the Northeast Rail Service Act of 1981, $9,000,000, to remain available until expended, to be derived from the unobligated balances of "Payments for purchase of Conrail securities": *Provided*, That notwithstanding any other provision of law, funds appropriated herein shall not be available for payment of any benefit with respect to any arbitration claim filed after September 30, 1982.

URBAN MASS TRANSPORTATION ADMINISTRATION

URBAN DISCRETIONARY GRANTS

For an additional amount for "Urban discretionary grants", $15,000,000, to remain available until expended.

From funds previously appropriated for the Urban Mass Transportation Administration, Urban discretionary grants, advances shall be made immediately, upon the approval of the House and Senate Committees on Appropriations, toward extraordinary costs permitted under full funding contracts as necessary to insure project continuity.

INTERSTATE TRANSFER GRANTS—TRANSIT

For an additional amount for "Interstate transfer grants—transit", $22,000,000, to remain available until expended.

RELATED AGENCIES

NATIONAL TRANSPORTATION SAFETY BOARD

EMERGENCY FUND

For necessary expenses, not otherwise provided for, of the National Transportation Safety Board for accident investigations, including hire of passenger motor vehicles and aircraft; services as authorized by 5 U.S.C. 3109, but at rates for individuals not to exceed the per diem rate equivalent to the rate for a GS-18; uniforms, or allowances therefor, as authorized by law (5 U.S.C. 5901-5902); $1,000,000, to remain available until expended.

DEPARTMENT OF THE TREASURY

Office of the Secretary

INVESTMENT IN FUND ANTICIPATION NOTES

For the acquisition, in accordance with section 509 of the Railroad Revitalization and Regulatory Reform Act of 1976, as amended, and section 803 of Public Law 95-620, of fund anticipation notes, $20,000,000 to remain available until expended. Unexpended balances under this heading in the Department of Transportation and Related Agencies Appropriation Act, 1982 (Public Law 97-102; 95 Stat. 1442) and prior Acts are hereby rescinded, and an amount equal to such balances is appropriated, to remain available until expended.

CHAPTER XIII

DEPARTMENT OF THE TREASURY

Bureau of Government Financial Operations

POSTAL SAVINGS SYSTEM LIQUIDATION

For necessary funds to be held in trust for payment of claims by or on behalf of depositors to the Postal savings system, as authorized by section 2 of Public Law 92-117, approved August 13, 1971, $200,000.

PAYMENT TO THE CITY OF FAIRFAX, VIRGINIA

For payment to the city of Fairfax, Virginia, in accordance with Public Law 96-559, $41,958.78.

INTERNAL REVENUE SERVICE

Salaries and Expenses

For an additional amount for "Salaries and expenses", $8,084,000: *Provided*, That none of the funds appropriated by this Act shall be used to impose or assess any tax due on custom-made firearms under subchapter D of chapter 32 of the Internal Revenue Code of 1954, as amended, sections 4161 and 4181, in all cases where less than fifty items are manufactured or produced per annum.

TAXPAYER SERVICE AND RETURNS PROCESSING

For an additional amount for "Taxpayer service and returns processing", $72,354,000, of which $340,000 shall be used for the tax counseling for the elderly program (TCE) to retroactively reimburse volunteer tax counselors for personal and administrative expenses incurred during the past 1981 filing season.

EXAMINATIONS AND APPEALS

For an additional amount for "Examinations and appeals", $15,563,000.

INVESTIGATIONS AND COLLECTIONS

For an additional amount for "Investigations and collections", $19,121,000.

ADMINISTRATIVE PROVISION

None of the funds provided in this Act or Public Law 97-161 shall be used for the redecoration, refurbishment, or remodeling of the office of the Commissioner of the Internal Revenue Service or the office of the Chief Counsel of the Internal Revenue Service.

UNITED STATES SECRET SERVICE

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", $3,993,000: *Provided*, That $1,400,000 appropriated in Public Law 97-12, for the costs of construction and installation of a White House complex security system shall remain available until expended: *Provided further*, that $1,518,000 appropriated herein for expansion of the Beltsville, Maryland, training facility shall remain available until expended.

ADMINISTRATIVE PROVISION

None of the funds made available by this Act shall be available to initiate, implement, or administer the program proposed by the Treasury Department to modify service charges for allotments of pay to savings accounts of Federal civilian employees as proposed in the Federal Register, volume 47, No. 45, dated March 8, 1982: *Provided*, That none of the funds made available by this or any other Act may be used to place the United States Secret Service, the United States Customs Service, and the Bureau of Alcohol, Tobacco and Firearms under the operation, oversight, or jurisdiction of the Inspector General of the Department of the Treasury.

UNITED STATES POSTAL SERVICE

PAYMENT TO THE POSTAL SERVICE FUND

For an additional amount for payment to the Postal Service Fund for revenue forgone on free and reduced rates of mail, pursuant to 39 U.S.C. 2401(c), $39,000,000.

PAYMENT TO THE POSTAL SERVICE FUND

(RESCISSION)

Of the funds provided for the "Payment to the Postal Service Fund" for fiscal year 1982 in Public Law 97-92, making further continuing appropriations for fiscal year 1982, $208,660,000 are rescinded.

INDEPENDENT AGENCIES

GENERAL SERVICES ADMINISTRATION

Federal Buildings Fund

LIMITATIONS ON AVAILABILITY OF REVENUE

In addition to the aggregate amount heretofore made available for real property management and related activities in fiscal year 1982, $857,000 shall be made available for such purposes and shall remain available until expended for the construction and acquisition of facilities, as follows:

Payment of Construction Claims:

Alaska: Juneau, United States Post Office and Courthouse, $11,300;

Florida: Fort Lauderdale, Courthouse and Federal Office Building and Parking Facility, $643,000;

Mississippi: Jackson, Federal Office Building, $202,700.

Provided, That the immediately foregoing limits of costs may be exceeded to the extent that savings are effected in other such projects but by not to exceed 10 per centum: *Provided further,* That claims against the Government less than $10,000 arising from direct construction projects, acquisitions of buildings, and purchase contract projects pursuant to Public Law 92-313 may be liquidated with prior notification of the Committees on Appropriations of the House and Senate to the extent savings are effected in other such projects: *Provided further,* That any revenues and collections and any other sums accruing to this fund during fiscal year 1982, excluding reimbursements under section 210(f)(6) of the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 490(f)6)), in excess of $1,869,168,000 shall remain in the fund and shall not be available for expenditure except as authorized in appropriation Acts.

National Archives and Records Service

OPERATING EXPENSES

For an additional amount for "Operating expenses", $4,100,000, to remain available until expended, of which $1,500,000 shall be for allocations and grants for historical publications and records, and $600,000 shall be for the preservation of House and Senate historical records.

OFFICE OF PERSONNEL MANAGEMENT

Payment to Civil Service Retirement and Disability Fund

For an additional amount for "Payment to Civil Service Retirement and Disability Fund", $303,257,000.

Government Payment for Annuitants, Employees Health Benefits

For an additional amount for "Government payment for annuitants, employees health benefits", $303,806,000.

TITLE II—INCREASED PAY COSTS FOR THE FISCAL YEAR 1982

For additional amounts for appropriations for the fiscal year 1982, for increased pay costs authorized by or pursuant to law as follows:

LEGISLATIVE BRANCH

SENATE

"Salaries, officers and employees", $8,771,000;
"Office of the Legislative Counsel of the Senate", $66,000;
"Office of Senate Legal Counsel", $13,000;
"Senate Policy Committees", $110,000;
"Inquiries and investigations", $1,975,000;
"Folding documents", $6,000;

HOUSE OF REPRESENTATIVES

"House leadership offices", $141,000;
"Salaries, officers and employees", $1,651,000;
"Committee employees", $1,955,000;
"Committee on Appropriations (studies and investigations)", $16,000;
"Office of the Legislative Counsel", $137,000;
"Office of the Law Revision Counsel", $29,000;
"Members' clerk hire", $4,902,000;
"Allowances and expenses", $1,279,000;
"Special and select committees", $374,000;

JOINT ITEMS

"Joint Economic Committee", $55,000;
"Joint Committee on Taxation", $169,000;
"Education of Pages", $11,000;

OFFICE OF TECHNOLOGY ASSESSMENT

"Salaries and expenses", $150,000.

CONGRESSIONAL BUDGET OFFICE

"Salaries and expenses", $358,000;

ARCHITECT OF THE CAPITOL

Office of the Architect of the Capitol: "Salaries", $137,000;
"Capitol buildings", $230,000;
"Capitol grounds", $50,000;
"Senate office buildings", $200,000;
"House office buildings", $200,000;
"Capitol power plant", $106,000;
"Library buildings and grounds: structural and mechanical care", $70,000;

BOTANIC GARDEN

"Salaries and expenses", $40,000;

LIBRARY OF CONGRESS

"Salaries and expenses", $3,187,000;
Copyright Office: "Salaries and expenses", $504,000;
Congressional Research Service: "Salaries and expenses", $1,605,000;

COPYRIGHT ROYALTY TRIBUNAL

"Salaries and expenses", $86,000;

GENERAL ACCOUNTING OFFICE

"Salaries and expenses", $6,700,000;

THE JUDICIARY

SUPREME COURT OF THE UNITED STATES

"Salaries and expenses", $427,000;

COURT OF CUSTOMS AND PATENT APPEALS

"Salaries and expenses", $58,000;

UNITED STATES COURT OF INTERNATIONAL TRADE

"Salaries and expenses", $86,000;

COURT OF CLAIMS

"Salaries and expenses", $270,000;

COURTS OF APPEALS, DISTRICT COURTS, AND OTHER JUDICIAL SERVICES

(INCLUDING TRANSFERS OF FUNDS)

"Salaries of judges", $2,850,000; and in addition, $50,000 shall be derived by transfer from "Space and Facilities";
"Salaries of supporting personnel", $2,400,000; and in addition, $4,500,000 which shall be derived by transfer from "Fees of jurors and commissioners", and $6,000,000 shall be derived by transfer from "Space and facilities";
"Defender services", $670,000;
"Bankruptcy courts, salaries and expenses", $3,500,000;

ADMINISTRATIVE OFFICE OF THE UNITED STATES COURTS

"Salaries and expenses", $750,000;

FEDERAL JUDICIAL CENTER

"Salaries and expenses", $170,000.

EXECUTIVE OFFICE OF THE PRESIDENT

WHITE HOUSE OFFICE

"Salaries and expenses", $775,000;

EXECUTIVE RESIDENCE AT THE WHITE HOUSE

"Operating expenses", $122,980;

SPECIAL ASSISTANCE TO THE PRESIDENT

"Salaries and expenses", $48,160;

COUNCIL OF ECONOMIC ADVISERS

"Salaries and expenses", $31,820;

COUNCIL ON ENVIRONMENTAL QUALITY AND OFFICE OF ENVIRONMENTAL QUALITY

"Council on Environmental Quality and Office of Environmental Quality", $17,000;

OFFICE OF POLICY DEVELOPMENT

"Salaries and expenses", $104,060;

NATIONAL SECURITY COUNCIL

"Salaries and expenses", $200,380;

OFFICE OF ADMINISTRATION

"Salaries and expenses", $190,060;

OFFICE OF MANAGEMENT AND BUDGET

"Salaries and expenses", $1,442,220;

OFFICE OF FEDERAL PROCUREMENT POLICY

"Salaries and expenses", $73,960;

OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

"Salaries and expenses", $188,000.

DEPARTMENT OF AGRICULTURE

(INCLUDING TRANSFERS OF FUNDS)

"Office of the Secretary", $284,000;

"Departmental Administration", for budget and program analysis, and public participation, $110,000; for operations and finance, personnel, equal opportunity, safety and health management, and small and disadvantaged business utilization, $440,000; making a total of $550,000;

"Office of the Inspector General", $693,000 and in addition $385,000 shall be derived by transfer from the appropriation "Food stamp program" and merged with this appropriation;

"Office of the General Counsel", $441,000;

"World Agricultural Outlook Board", $69,000;

"Foreign Agricultural Service", $542,000;

AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE

"Salaries and expenses", $1,077,000. In addition, not to exceed an additional $5,681,000 may be transferred to and merged with this appropriation from the Commodity Credit Corporation fund;

RURAL ELECTRIFICATION ADMINISTRATION

"Salaries and expenses", $600,000;

FARMERS HOME ADMINISTRATION

"Salaries and expenses", $5,092,000;

SOIL CONSERVATION SERVICE

"Conservation operations", $7,849,000 to be derived by transfer from unobligated balances appropriated by Public Law 96–304 for emergency measures under "Watershed and flood prevention operations"; "River basin surveys and investigations", $618,000 to be derived by transfer from unobligated balances appropriated by Public Law 96–304 for emergency measures under "Watershed and flood prevention operations"; "Watershed planning", $355,000 to be derived by transfer from unobligated balances appropriated by Public Law 96–304 for emergency measures under "Watershed and flood prevention operations";

"Watershed and flood prevention operations", $2,000,000;

"Resource conservation and development", $500,000;

ANIMAL AND PLANT HEALTH INSPECTION SERVICE

"Salaries and expenses", $4,585,000;

AGRICULTURAL MARKETING SERVICE

"Marketing services", $800,000;

"Funds for strengthening markets, income, and supply (section 32)", (increase of $190,000 in the limitation, "marketing agreements and orders");

FOOD SAFETY AND INSPECTION SERVICE

"Salaries and expenses", $10,022,000;

PACKERS AND STOCKYARDS ADMINISTRATION

"Salaries and expenses", $377,000;

FOREST SERVICE

"Forest research", $1,753,000;

"State and private forestry", $486,000;

"National forest system", $18,813,000;

"Construction and land acquisition", $3,598,000;

DEPARTMENT OF COMMERCE

General Administration

(TRANSFER OF FUNDS)

"Salaries and expenses", $1,467,000, to be derived by transfer from "Regional development programs";

Bureau of the Census

(TRANSFER OF FUNDS)

"Salaries and expenses", $2,200,000, to be derived by transfer from "Regional development programs";

Economic and Statistical Analysis

(TRANSFER OF FUNDS)

"Salaries and expenses", $1,295,000, to be derived by transfer from "Regional development programs";

National Oceanic and Atmospheric Administration

"Operations, research, and facilities", $21,294,000, to remain available until expended;

Patent and Trademark Office

"Salaries and expenses", $3,874,000, to remain available until expended;

DEPARTMENT OF DEFENSE—MILITARY

Military Personnel

"Military personnel, Army", $1,476,573,000;
"Military personnel, Navy", $1,073,144,000;
"Military personnel, Marine Corps", $316,634,000;
"Military personnel, Air Force", $1,198,858,000;
"Reserve personnel, Army", $104,800,000;
"Reserve personnel, Navy", $28,230,000;
"Reserve personnel, Marine Corps", $12,880,000;
"Reserve personnel, Air Force", $32,403,000;
"National Guard personnel, Army", $162,300,000;
"National Guard personnel, Air Force", $54,033,000;

Operation and Maintenance

(INCLUDING TRANSFER OF FUNDS)

"Operation and maintenance, Army", $180,000,000;
"Operation and maintenance, Navy", $228,400,000;
"Operation and maintenance, Marine Corps", $12,700,000;
"Operation and maintenance, Air Force", $86,774,000; and in addition, $75,726,000 of which $36,100,000 shall be derived by transfer from "Aircraft procurement, Air Force, 1980/1982", $10,000,000

shall be derived by transfer from "Missile procurement, Air Force, 1982/1984", $12,000,000 shall be derived by transfer from "Aircraft procurement, Air Force, 1982/1984", and $17,626,000 shall be derived by transfer from "Research, development, test, and evaluation, Navy, 1982/1983";

"Operation and maintenance, Defense Agencies", $144,800,000;
"Operation and maintenance, Army Reserve", $11,211,000;
"Operation and maintenance, Navy Reserve", $3,247,000;
"Operation and maintenance, Marine Corps Reserve", $145,000;
"Operation and maintenance, Air Force Reserve", $9,500,000;
"Operation and maintenance, Army National Guard", $20,247,000;
"Operation and maintenance, Air National Guard", $23,400,000;
"National Board for the Promotion of Rifle Practice, Army", $16,000;
"Court of Military Appeals, Defense", $93,000;

FAMILY HOUSING, DEFENSE

"Family housing, Defense", $9,800,000 (and an increase of $9,800,000 in the limitation on Department of Defense, operation, maintenance);

DEPARTMENT OF DEFENSE—CIVIL

DEPARTMENT OF THE ARMY

CORPS OF ENGINEERS—CIVIL

"Construction, general", $13,000,000, to remain available until expended;
"Operation and maintenance, general", $17,000,000, to remain available until expended;
"General expenses", $5,000,000;

CEMETERIAL EXPENSES, ARMY

"Salaries and expenses", $79,000;

SOLDIERS' AND AIRMEN'S HOME

"Operation and maintenance", $753,000.

DEPARTMENT OF EDUCATION

DEPARTMENTAL MANAGEMENT

"Salaries and expenses", $4,676,000;
"Office of the Inspector General, Salaries and expenses", $559,000.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

FOOD AND DRUG ADMINISTRATION

"Salaries and expenses", $10,300,000;

HEALTH SERVICES ADMINISTRATION

"Indian health services", $18,160,000;

CENTERS FOR DISEASE CONTROL

"Preventive health services", $7,132,000, of which $2,300,000 is to be derived from unobligated swine-flu funds provided under Public Law 94-266;

NATIONAL INSTITUTES OF HEALTH

"National Library of Medicine", $633,000;
"Office of the Director", $1,056,000;

ALCOHOL, DRUG ABUSE, AND MENTAL HEALTH ADMINISTRATION

(TRANSFER OF FUNDS)

"Saint Elizabeths Hospital" $4,454,000, of which $3,454,000 is to be derived by transfer from deobligated prior year funds in "Health resources";

HEALTH RESOURCES ADMINISTRATION

"Health resources", $1,270,000, to be derived by transfer from deobligated prior year funds;

ASSISTANT SECRETARY FOR HEALTH

"Salaries and expenses", $2,858,000;

HEALTH CARE FINANCING ADMINISTRATION

(TRANSFER OF FUNDS)

"Program management", $8,060,000, of which $4,800,000 is to be derived by transfer from the "Federal Hospital Insurance Trust Fund" and the "Federal Supplementary Medical Insurance Trust Fund";

SOCIAL SECURITY ADMINISTRATION

"Assistance payments program", $1,600,000;
"Special benefits for disabled coal miners", $300,000;
"Supplemental security income program", $20,711,000;
"Refugee assistance", $123,000;
"Limitation on administrative expenses" (increase of $71,100,000 in the limitation on administrative expenses paid from the trust funds and supplemental security income program);

ASSISTANT SECRETARY FOR HUMAN DEVELOPMENT SERVICES

"Human development services", $2,497,000;

DEPARTMENTAL MANAGEMENT

"General departmental management", $6,473,000;
"Office of the Inspector General", $1,559,000;
"Office for Civil Rights", $397,000;

"Office of Consumer Affairs", $88,000;

DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

"Management of lands and resources", $3,728,000;

UNITED STATES FISH AND WILDLIFE SERVICE

"Resource management", $4,572,000;

NATIONAL PARK SERVICE

"Operation of the national park system", $6,446,000;
"National recreation and preservation", $235,000;
"John F. Kennedy Center for the Performing Arts", $70,000;

GEOLOGICAL SURVEY

"Surveys, investigations, and research", $7,042,000;

BUREAU OF INDIAN AFFAIRS

"Operation of Indian programs", $8,252,000;

OFFICE OF THE SOLICITOR

"Salaries and expenses", $150,000;

OFFICE OF THE SECRETARY

"Departmental management", $775,000;

DEPARTMENT OF JUSTICE

GENERAL ADMINISTRATION

"Salaries and expenses", $1,041,000;

UNITED STATES PAROLE COMMISSION

"Salaries and expenses", $206,000;

LEGAL ACTIVITIES

"Salaries and expenses, general legal activities", $5,022,000;
"Salaries and expenses, Foreign Claims Settlement Commission", $29,000;
"Salaries and expenses, United States attorneys and marshals", $12,167,000;
"Salaries and expenses, Community Relations Service", $227,000;

FEDERAL BUREAU OF INVESTIGATION

"Salaries and expenses", $23,000,000;

IMMIGRATION AND NATURALIZATION SERVICE

"Salaries and expenses", $12,000,000;

DRUG ENFORCEMENT ADMINISTRATION

"Salaries and expenses", $6,000,000;

FEDERAL PRISON SYSTEM

"Salaries and expenses", $6,700,000;

OFFICE OF JUSTICE ASSISTANCE, RESEARCH, AND STATISTICS

(TRANSFER OF FUNDS)

"Research and statistics", $232,000, to be derived by transfer of reversionary funds from "Law Enforcement Assistance";

DEPARTMENT OF LABOR

EMPLOYMENT AND TRAINING ADMINISTRATION

(TRANSFER OF FUNDS)

"Program administration", $4,847,000, to be derived by transfer from "Employment and training assistance";

LABOR-MANAGEMENT SERVICES ADMINISTRATION

(TRANSFER OF FUNDS)

"Salaries and expenses", $1,710,000, to be derived by transfer from Employment and Training Administration, "Employment and training assistance";

EMPLOYMENT STANDARDS ADMINISTRATION

(TRANSFER OF FUNDS)

"Salaries and expenses", $4,974,000, to be derived by transfer from Employment and Training Administration, "Employment and training assistance";

OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION

(TRANSFER OF FUNDS)

"Salaries and expenses", $2,927,000, to be derived by transfer from Employment and Training Administration, "Employment and training assistance";

BUREAU OF LABOR STATISTICS

(TRANSFER OF FUNDS)

"Salaries and expenses", $3,498,000, to be derived by transfer from Employment and Training Administration, "Employment and training assistance";

DEPARTMENTAL MANAGEMENT

(TRANSFER OF FUNDS)

"Salaries and expenses", $3,377,000, to be derived by transfer from Employment and Training Administration, "Employment and training assistance";

DEPARTMENT OF STATE

ADMINISTRATION OF FOREIGN AFFAIRS

"Salaries and expenses", $22,078,000, notwithstanding section 15(a) of the State Department Basic Authorities Act of 1956.

DEPARTMENT OF TRANSPORTATION

FEDERAL HIGHWAY ADMINISTRATION

"Limitation on general operating expenses" (increase of $2,500,000 in the limitation on general operating expenses): *Provided*, That none of the funds in this or any other Act shall be available for the implementation of the Federal Highway Administration's rule "Design standards for highways; resurfacing, restoration, and rehabilitation of streets and highways other than freeways";

FEDERAL RAILROAD ADMINISTRATION

"Office of the Administrator", $200,000;

URBAN MASS TRANSPORTATION ADMINISTRATION

"Administrative expenses", $500,000;

FEDERAL AVIATION ADMINISTRATION

"Operations", $83,794,000;

"Operation and maintenance, Metropolitan Washington airports", $456,000;

COAST GUARD

"Operating expenses", $78,100,000, of which $14,000,000 shall be derived by transfer from the appropriation "Coast Guard, Retired pay";

"Reserve training", $2,868,000, of which $650,000 shall be derived by transfer from the appropriation "Research and Special Programs Administration, Research and special programs" and $218,000 shall be derived by transfer from the unobligated balances of "Cooperative automotive research";

SAINT LAWRENCE SEAWAY DEVELOPMENT CORPORATION

"Limitation on administrative expenses, Saint Lawrence Seaway Development Corporation" (increase of $38,000 in the limitation on administrative expenses);

OFFICE OF THE INSPECTOR GENERAL

"Salaries and expenses", $445,000 together with $155,000 derived from funds available pursuant to 23 U.S.C. 104(a) for payment of obligations;

OFFICE OF THE SECRETARY

"Salaries and expenses", $700,000 together with $74,543 of unobligated balances originally appropriated in Public Law 93-240 for carrying out the responsibilities of the Regional Rail Reorganization Act of 1973.

DEPARTMENT OF THE TREASURY

OFFICE OF THE SECRETARY

"Salaries and expenses", $1,766,000;
"International affairs", $992,000;

OFFICE OF REVENUE SHARING

"Salaries and expenses", $61,000;

FEDERAL LAW ENFORCEMENT TRAINING CENTER

"Salaries and expenses", $255,000;

BUREAU OF GOVERNMENT FINANCIAL OPERATIONS

"Salaries and expenses", $2,588,000;

BUREAU OF ALCOHOL, TOBACCO AND FIREARMS

"Salaries and expenses", $2,685,000;

UNITED STATES CUSTOMS SERVICE

"Salaries and expenses", $18,565,000;

BUREAU OF THE MINT

"Salaries and expenses", $3,386,000;

BUREAU OF THE PUBLIC DEBT

"Administering the public debt", $1,594,000;

INTERNAL REVENUE SERVICE

"Salaries and expenses", $8,068,000;
"Taxpayer service and returns processing", $25,222,000;
"Examination and appeals", $34,846,000;
"Investigation and collections", $23,117,000;

Administrative provision—Internal Revenue Service: Any appropriation made available to the Internal Revenue Service for fiscal year 1982 may be transferred to any other Internal Revenue Service appropriation to the extent made necessary by increased pay costs authorized by law.

UNITED STATES SECRET SERVICE

"Salaries and expenses", $5,855,000.

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

"Research and program management", $80,000,000, of which $50,000,000 shall remain available until September 30, 1983;

VETERANS ADMINISTRATION

"Medical care", $147,308,000;
"Medical and prosthetic research", $4,244,000, to remain available until September 30, 1983;
"General operating expenses", $21,925,000;

OTHER INDEPENDENT AGENCIES

ACTION

"Operating expenses, domestic programs", $952,000;

ADMINISTRATIVE CONFERENCE OF THE UNITED STATES

"Salaries and expenses", $52,000;

CIVIL AERONAUTICS BOARD

"Salaries and expenses", $375,000;

COMMISSION OF FINE ARTS

"Salaries and expenses", $12,000;

COMMITTEE FOR PURCHASE FROM THE BLIND AND OTHER SEVERELY HANDICAPPED

"Salaries and expenses", $19,000;

COMMODITY FUTURES TRADING COMMISSION

"Salaries and expenses", $788,000;

CONSUMER PRODUCT SAFETY COMMISSION

"Salaries and expenses", $500,000;

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

"Salaries and expenses", $4,850,000;

FARM CREDIT ADMINISTRATION

"Limitation on administrative expenses" (increase of $259,000 in the limitation on administrative expenses);

FEDERAL COMMUNICATIONS COMMISSION

"Salaries and expenses", $3,000,000;

FEDERAL ELECTION COMMISSION

"Salaries and expenses", $184,000;

FEDERAL EMERGENCY MANAGEMENT AGENCY

(TRANSFER OF FUNDS)

"Salaries and expenses", $2,084,000, to be derived by transfer from "State and local assistance" and an additional $500,000 to be derived by transfer from "Emergency planning and assistance", for a total available by transfer of $2,584,000;

FEDERAL HOME LOAN BANK BOARD

"Limitation on administrative and nonadministrative expenses, Federal Home Loan Bank Board" (increase of $400,000 in the limitation on administrative expenses and an increase of $300,000 in the limitation on nonadministrative expenses);

FEDERAL SAVINGS AND LOAN INSURANCE CORPORATION

"Limitation on administrative expenses, Federal Savings and Loan Insurance Corporation" (increase of $30,000 in the limitation on administrative expenses);

FEDERAL LABOR RELATIONS AUTHORITY

"Salaries and expenses", $645,000;

FEDERAL MARITIME COMMISSION

"Salaries and expenses", $273,000;

FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION

"Salaries and expenses", $225,000;

GENERAL SERVICES ADMINISTRATION

FEDERAL BUILDINGS FUND

LIMITATIONS ON AVAILABILITY OF REVENUE

In addition to the aggregate amount heretofore made available for real property management and related activities in fiscal year 1982, $3,022,000 shall be available for such purposes and the limitation on the amount available for program direction and centralized services is increased to $91,607,000: *Provided*, That any revenues and collections and any other sums accruing to this fund during fiscal year

1982, excluding reimbursement under section 210(f)(6) of the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 490(f)(6)), in excess of $1,871,333,000 shall remain in the fund and shall not be available for expenditure except as authorized in appropriation Acts.

FEDERAL SUPPLY SERVICE

"Operating expenses", $4,088,000;

TRANSPORTATION AND PUBLIC UTILITIES SERVICE

"Operating expenses", $611,000;

NATIONAL ARCHIVES AND RECORDS SERVICE

"Operating expenses", $1,681,000;

AUTOMATED DATA AND TELECOMMUNICATIONS SERVICE

"Operating expenses", $488,000;

FEDERAL PROPERTY RESOURCES SERVICE

(TRANSFER OF FUNDS)

"Operating expenses", $1,079,000; of which $501,000 shall be transferred from the appropriation "Rare silver dollars";

GENERAL MANAGEMENT AND ADMINISTRATION

"Salaries and expenses", $4,994,000;
"Office of Inspector General", $677,000;

HOLOCAUST MEMORIAL COUNCIL

"Holocaust memorial council", $17,000;

INTELLIGENCE COMMUNITY STAFF

"Intelligence community staff", $632,000;

INTERGOVERNMENTAL AGENCIES

ADVISORY COMMISSION ON INTERGOVERNMENTAL RELATIONS

"Salaries and expenses", $82,000;

INTERNATIONAL COMMUNICATION AGENCY

"Salaries and expenses", $7,115,000, notwithstanding section 701 of the United States Information and Educational Exchange Act of 1948, as amended;

INTERNATIONAL TRADE COMMISSION

"Salaries and expenses", $603,000;

MERIT SYSTEMS PROTECTION BOARD

"Salaries and expenses", $326,000;
Office of Special Counsel: "Salaries and expenses", $104,000;

NATIONAL CAPITAL PLANNING COMMISSION

"Salaries and expenses", $106,000;

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

NATIONAL ENDOWMENT FOR THE ARTS

"Salaries and expenses", $170,000;

NATIONAL LABOR RELATIONS BOARD

"Salaries and expenses", $2,400,000;

NATIONAL SCIENCE FOUNDATION

"Research and related activities", $1,900,000 (and an increase of $300,000 in the limitation on program development and management), to remain available until September 30, 1983;

NATIONAL TRANSPORTATION SAFETY BOARD

"Salaries and expenses", $580,000;

OFFICE OF PERSONNEL MANAGEMENT

(INCLUDING TRANSFER OF FUNDS)

"Salaries and expenses", $3,312,000 together with an additional amount of $803,000 for current fiscal year administration expenses for the retirement and insurance programs to be transferred from the appropriate trust funds of the Office of Personnel Management in amounts to be determined by the Office of Personnel Management without regard to other statutes.

PENNSYLVANIA AVENUE DEVELOPMENT CORPORATION

"Salaries and expenses", $48,000;

RAILROAD RETIREMENT BOARD

"Limitation on administration" (increase of $661,000 in use limitation on administration paid from the railroad retirement account): *Provided,* That the total number of full-time equivalent employees available to the Railroad Retirement Board under this heading and other appropriations of funds and other limitations on administration to pay expenses for activities required by law to be performed by the Board shall not be less than 1,578;

SELECTIVE SERVICE SYSTEM

"Salaries and expenses", $938,000;

SMITHSONIAN INSTITUTION

"Salaries and expenses", $2,700,000;
"Salaries and expenses, Woodrow Wilson International Center for Scholars", $25,000;

UNITED STATES TAX COURT

"Salaries and expenses", $381,000.

TITLE III

GENERAL PROVISIONS

SEC. 301. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 302. Except where specifically increased or decreased elsewhere in this Act, the restrictions contained within appropriations, or provisions affecting appropriations or other funds, available during the fiscal year 1982, limiting the amount which may be expended for personal services, or for purposes involving personal services, or amounts which may be transferred between appropriations or authorizations available for or involving such services, are hereby increased to the extent necessary to meet increased pay costs authorized by or pursuant to law.

SEC. 303. Notwithstanding any other provision of law, funds provided to the Department of Energy by this Act or any other Act for any fiscal year shall be used to maintain not less than the number of full-time permanent Federal employees specified herein for each of the following offices, agencies, or categories of activity: (1) the Office of the Assistant Secretary for Conservation and Renewables, 352 employees, of which not less than 154 employees shall be assigned to conservation research and development activities, and not less than 180 employees shall be assigned to State and local conservation activities; (2) the Office of the Assistant Secretary for Fossil Energy, 754 employees, of which not less than 150 employees shall be assigned to activities of the headquarters organization, not less than 280 employees shall be assigned to the Pittsburgh Energy Technology Center, and not less than 250 employees shall be assigned to the Morgantown Energy Technology Center; (3) the Economic Regulatory Administration, 450 employees, of which not less than 40 employees shall be assigned to the Office of Fuels Conversion; and (4) the Energy Information Administration, 490 employees: *Provided,* That, notwithstanding any other provision of law, in any case in which the President proposes to rescind, reserve, or defer funds which are available to maintain the Federal personnel levels required by this section, the President shall continue to obligate such funds in order to maintain such levels until a period of 45 days of continuous session of Congress has expired after the President has transmitted to the Congress a special message with respect to such rescission, reservation, or deferral under section 1012 or 1013 of the Impoundment Control Act of 1974, as the case may be: *Provided further,* That if, within such 45-day period, the Congress passes a rescission bill with respect to any such rescission or reservation or fails to pass an impoundment resolution with respect to any such reservation, the President may withhold from obligation the funds

for which such special message was transmitted with respect to such rescission, reservation, or deferral: *Provided further,* That nothing in the foregoing provisions shall permit the transfer of funding or full-time permanent positions provided for programs and activities funded in Energy and Water Development Appropriation Acts to programs or activities funded in Interior and Related Agencies Appropriation Acts or vice versa.

SEC. 304. Funds appropriated by chapter VII of the Urgent Supplemental Appropriations Act of 1982, Public Law 97-216, in the amount of $18,000,000 earmarked for use for flood control and related measures on the Cowlitz and Toutle Rivers shall be obligated or expended as expeditiously as practicable due to a declared state of emergency in the State of Washington as a result of a serious threat of catastrophic flooding.

SEC. 305. (a) The Congress finds that—

(1) since the enactment of Public Law 94-142, the Education for All Handicapped Children Act of 1975, amending part B of the Education of the Handicapped Act, significant numbers of handicapped youngsters have been successfully brought into the Nation's educational system;

(2) part B of the Education of the Handicapped Act has been consistently upheld since its enactment and any attempt to weaken the rights of handicapped children or the rights of parents of handicapped children has been rejected by the Congress;

(3) handicapped children have consistently demonstrated that they can and do take full advantage of the educational opportunities afforded to them;

(4) the success of part B of the Education of the Handicapped Act in States where it is in effect can be attributed in large measure to the statutory and regulatory provisions assuring the rights and participation of parents in determining the education of their children; and

(5) the Department of Education has on August 4, 1982 published proposed changes in the regulations implementing part B of the Education of the Handicapped Act designed to eliminate the assurances that the rights and participation of parents and handicapped school children be recognized.

(b) It is the sense of the Congress that—

(1) the proposed final regulations implementing part B of the Education of the Handicapped Act should not become effective, and should not be transmitted to the Congress under paragraph (1) of section 431(d) of the General Education Provisions Act, until—

(A) after the 97th Congress has returned from the recess which is scheduled to begin in October 1982, or

(B) after the 98th Congress is convened,

whichever first occurs;

(2) the forty-five day period specified in such paragraph (1) should begin on the day that such regulations are transmitted to the Congress in accordance with clause (1) of this subsection; and

(3) paragraph (2) (except the first sentence) of section 431(d) of such Act should not apply to such forty-five day period.

SEC. 306. Effective upon enactment of this Act and for the remainder of fiscal year 1983, notwithstanding any other provision of law, no funds may be paid out of the Treasury of the United States or out

of any fund of a Government corporation to any private individual or corporation in satisfaction of any assurance agreement or payment guarantee or other form of loan guarantee entered into by any agency or corporation of the United States Government with respect to loans made and credits extended to the Polish People's Republic, unless the Polish People's Republic has been declared to be in default of its debt to such individual or corporation or unless the President has provided a monthly written report to the Speaker of the House of Representatives and the President of the Senate explaining the manner in which the national interest of the United States has been served by any payments during the previous month under loan guarantee or credit assurance agreement with respect to loans made or credits extended to the Polish People's Republic in the absence of a declaration of default.

SEC. 307. Notwithstanding any other provision of law, none of the funds made available by this or any other Act, heretofore or hereafter enacted, may be used to carry out section 103 and section 305(d)(3) of S. 1193 "An Act to authorize appropriations for fiscal years 1982 and 1983 for the Department of State, the International Communication Agency and the Board for International Broadcasting, and for other purposes", unless reprogrammed in accordance with the procedures established by the Committees on Appropriations of the House and Senate.

This Act may be cited as the "Supplemental Appropriations Act, 1982".

Melvin Price

Speaker of the House of Representatives pro tempore.

Strom Thurmond

President of the Senate pro tempore.

I certify that this Act originated in the House of Representatives.

EDMUND L. HENSHAW, JR.,
Clerk.

By W. RAYMOND COLLEY,
Deputy Clerk.

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BEST DOCUMENT AVAILABLE